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# A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

1 SECTION 1. There is established a public funding program  
2 for elections to the state senate and house of representatives,  
3 to begin with the 2016 election.

4 SECTION 2. Chapter 11, Hawaii Revised Statutes, is amended  
5 by adding a new subpart to part XIII to be appropriately  
6 designated and to read as follows:

7 " . COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS TO THE  
8 HAWAII SENATE AND HOUSE OF REPRESENTATIVES

9 **§11-A Definitions.** Except for terms that are specifically  
10 defined in this subpart, terms that are defined under section  
11 11-302 shall apply to this subpart. When used in this subpart,  
12 unless the context clearly requires otherwise:

13 "Candidate" means an individual who seeks nomination for  
14 election or seeks election to the state senate or house of  
15 representatives.

16 "Candidate's committee" means a candidate committee, as  
17 defined in section 11-302, that makes an expenditure or accepts  
18 a contribution on behalf of a candidate for nomination for



1 election to the state senate or house of representatives, with  
2 the candidate's authorization. The candidate shall have only  
3 one authorized candidate's committee.

4 "Certification for public funding" means the decision by  
5 the commission that a candidate is certified to receive public  
6 funding in accordance with this subpart.

7 "Certified candidate" or "publicly-funded candidate" means  
8 a candidate who is certified by the commission as eligible for  
9 public funding under this subpart and who agrees to abide by the  
10 requirements of this subpart.

11 "Commission" means the campaign spending commission.

12 "Contested election" means, in a primary election, the  
13 certified candidate is opposed by one or more candidates for the  
14 nomination and in a general election, the certified candidate is  
15 opposed by one or more candidates for election to the office.

16 "Declaration of intent to seek public funding" means the  
17 form completed by a candidate seeking public funding and the  
18 filing of which triggers the candidate's ability to begin  
19 collecting qualifying names and contributions.

20 "District" means the respective senatorial or  
21 representative district from which the candidate seeks election.



1 "Excess expenditure" means the amount of public funds spent  
2 or obligated to be spent by a publicly-funded candidate in  
3 excess of one hundred per cent of the allocated funds for a  
4 primary election, general election, or both.

5 "General election campaign period" means the period  
6 beginning the day after the primary election and ending on  
7 general election day.

8 "General election year" means the period commencing January  
9 1 of an even-numbered year in which a general election is held  
10 and ending on the general election day.

11 "Nonmonetary contribution" means a contribution other than  
12 money that may include goods or services.

13 "Primary election campaign period" means the period in a  
14 primary election year beginning with the certification for  
15 public funding under this subpart and ending on the primary  
16 election day.

17 "Public funding" or "public funds" means campaign funds  
18 from the Hawaii election campaign fund under section 11-421,  
19 received by an eligible candidate pursuant to this subpart.

20 "Qualifying contribution" means a monetary contribution  
21 made in the form of a check or a money order accompanied by a  
22 signed receipt that confirms that the contributor purchased the



1 money order, payable to the Hawaii election campaign fund for  
2 purposes of meeting the criteria of section 11-E.

3 "Qualifying period" means the period beginning December 1  
4 in the year prior to the general election year and ending on the  
5 deadline for filing candidate nomination papers during which a  
6 candidate may collect qualifying names and qualifying  
7 contributions to qualify for public funding under this subpart;  
8 provided the commission has determined pursuant to section 11-P  
9 that the Hawaii election campaign fund has sufficient funds to  
10 make payments to publicly funded candidates during the election  
11 period.

12 "Seed money" means contributions made to a candidate by an  
13 individual in accordance with section 11-D and expended for the  
14 purpose of determining campaign viability.

15 "Surplus campaign funds" means any campaign contributions  
16 not spent during a prior election period by a candidate who  
17 previously sought election as a privately-funded candidate.

18 **§11-B Applicability.** This subpart shall apply to  
19 elections for the offices of state senator and state  
20 representative.

21 **§11-C Qualifications for public funding for state senate**  
22 **and representative candidates.** (a) A candidate may seek public



1 funding for the primary election campaign period if the  
2 candidate:

3 (1) Resides in the district from which election is sought  
4 as of the date of the filing of nomination papers for  
5 the primary election in the general election year in  
6 which the candidate seeks to be nominated or elected;

7 (2) Is a registered voter in the district from which  
8 election is sought;

9 (3) Files a declaration of intent to seek public funding  
10 with the commission between December 1 of the year  
11 prior to the election year and thirty days before the  
12 closing date to file nomination papers to run for the  
13 office for which the candidate intends to seek  
14 election;

15 (4) Collects qualifying names and contributions in  
16 accordance with section 11-E;

17 (5) Accepts only the following contributions prior to  
18 applying for certification as a publicly-funded  
19 candidate:

20 (A) Seed money contributions until the candidate  
21 files a declaration of intent to seek public  
22 funding; and



1 (B) Qualifying contributions that may be accepted  
2 only after filing the declaration of intent to  
3 seek public funding; and

4 (6) Files an application for certification for public  
5 funding with the commission.

6 (b) A candidate is qualified to seek public funding for  
7 the general election campaign period if the candidate:

8 (1) Was certified as a publicly-funded candidate during  
9 the primary election campaign period immediately  
10 preceding the general election in which the funds  
11 under this subpart are provided; and

12 (2) Received a sufficient number of votes to appear on the  
13 ballot in the general election or is otherwise  
14 certified by the county clerk to be placed on the  
15 ballot in the general election.

16 **§11-D Seed money contributions; limitations on use of seed**  
17 **money; penalties.** (a) The use of seed money shall be limited  
18 to expenditures necessary to determine whether sufficient  
19 support exists for a candidate to run for office as a publicly-  
20 funded candidate.

21 (b) The amount of seed money received, expended, or both,  
22 by a candidate seeking eligibility for public funding for a



1 state senate or representative seat shall not exceed \$3,000,  
2 which shall include any personal funds, surplus campaign funds,  
3 or contributions received from individuals in an aggregate  
4 amount no greater than \$250 each that the candidate may choose  
5 to use.

6 (c) A candidate seeking eligibility for public funding  
7 shall not accept contributions of seed money from any individual  
8 whose contributions are prohibited under subpart E of this part.  
9 All contributors whose seed money has been accepted shall be  
10 issued a receipt by the candidate.

11 (d) Seed money shall not be collected after the candidate  
12 has filed the declaration of intent to seek public funding,  
13 which shall be filed no later than thirty days prior to the  
14 closing date to file nomination papers to run for the office for  
15 which the candidate intends to seek election. The candidate  
16 shall spend seed money only until the candidate is certified by  
17 the commission as a publicly-funded candidate or the closing  
18 date to file nomination papers to run for the office for which  
19 the candidate intends to seek election, whichever occurs first.

20 (e) Any unspent seed money shall be deducted from the  
21 amount of public funding provided to the certified candidate if



1 the certified candidate does not donate the unspent seed money  
2 to the Hawaii election campaign fund.

3 (f) A certified candidate who has surplus campaign funds  
4 from a previous election is prohibited from using those funds  
5 for anything other than seed money pursuant to this section and  
6 in-office constituent communications pursuant to section 11-J.  
7 The surplus campaign funds shall be frozen and maintained in a  
8 separate depository account from that established for the public  
9 funds under section 11-L. The candidate shall continue to file  
10 reports on the surplus campaign funds in accordance with subpart  
11 E of this part, or as otherwise may be required by the  
12 commission.

13 **§11-E Application for public funds; qualifying names;**  
14 **qualifying contributions.** (a) Candidates seeking certification  
15 for public funding for the office of state senator shall submit  
16 an application for certification that contains at least four  
17 hundred printed qualifying names with addresses and signatures,  
18 of which at least three hundred and fifty shall be accompanied  
19 by a qualifying contribution of \$5, in the same name.

20 (b) Candidates seeking certification for public funding  
21 for the office of state representative shall submit an  
22 application for certification that contains at least two hundred





1 printed qualifying names with addresses and signatures, of which  
2 at least two hundred and fifty shall be accompanied by a  
3 qualifying contribution of \$5, in the same name.

4 (c) To be counted as a qualifying name, with or without  
5 accompanying qualifying contribution, the name shall be from an  
6 individual who is a registered voter and who resides within the  
7 respective senatorial or representative district from which the  
8 candidate seeks nomination or election at the time the  
9 contribution is given. Nothing of value shall be given to the  
10 individual in exchange for the qualifying contribution.

11 (d) No qualifying name, with or without accompanying  
12 qualifying contribution, shall be collected prior to a candidate  
13 filing a declaration of intent to seek public funding with the  
14 commission.

15 (e) Any receipt for a qualifying contribution shall be  
16 made in a form that may be prescribed by the commission.

17 (f) All qualifying contributions collected by a candidate,  
18 whether or not the candidate is certified, shall be deposited  
19 into the Hawaii election campaign fund.

20 (g) The application for certification shall be submitted  
21 to the commission no later than thirty days prior to the primary  
22 election and be signed by the candidate and the candidate's



1 campaign treasurer under penalty of perjury. The application  
2 shall contain any other information deemed necessary and  
3 appropriate by the commission.

4 **§11-F Certification of qualification for public funds.**

5 (a) The commission, in coordination with the clerk for the  
6 county that includes the district from which election is sought,  
7 shall verify that at least the minimum required qualifying names  
8 and qualifying contributions were received from registered  
9 voters in the district from which the candidate seeks office,  
10 that the candidate resides in the district from which election  
11 is sought as of the date of the filing of nomination papers, and  
12 that the candidate is a registered voter in the district from  
13 which election is sought. The clerk for the county that  
14 includes the district from which election is sought shall  
15 provide to the commission the information needed to make the  
16 verification, including the names, addresses, and signatures of  
17 registered voters in that district.

18 (b) The commission shall issue a decision to certify or  
19 deny certification of a candidate as a publicly-funded candidate  
20 within ten business days following receipt of the candidate's  
21 completed application for certification for the receipt of  
22 public funds.



1 (c) After a candidate is certified, the candidate's  
2 certification shall apply to both the primary and the general  
3 elections.

4 (d) Initial certification and all determinations by the  
5 commission under this section are final and conclusive, except  
6 to the extent that they are subject to examination and audit by  
7 the commission under section 11-434.

8 **§11-G Public funds to be distributed to certified**

9 **candidate.** (a) Each certified candidate for the office of  
10 state senator shall receive the following public funds:

11 (1) The total amount of expenditures of winners statewide  
12 for the office of state senator in the previous  
13 election period, less the sum of the expenditures of  
14 the three winners statewide for the office of state  
15 senator with the highest amounts of expenditures and  
16 the expenditures of the three winners statewide for  
17 the office of state senator with the lowest amounts of  
18 expenditures in the respective election in the  
19 previous election period, divided into; and

20 (2) The total number of persons who won statewide for the  
21 office of state senator in the respective election in  
22 the previous election period, less six persons.



1 (b) Each certified candidate for the office of state  
2 representative shall receive the following public funds:

3 (1) The total amount of expenditures of winners statewide  
4 for the office of state representative in the previous  
5 election period, less the sum of the expenditures of  
6 the three winners statewide for the office of state  
7 representative with the highest amounts of  
8 expenditures and the expenditures of the three winners  
9 statewide for the office of state representative with  
10 the lowest amounts of expenditures in the respective  
11 election in the previous election period, divided  
12 into; and

13 (2) The total number of persons who won statewide for the  
14 office of state representative in the respective  
15 election in the previous election period, less six  
16 persons.

17 (c) Upon the commission's approval of the application and  
18 statement of qualifying contributions, the commission shall  
19 direct the comptroller to distribute the public funds allowed by  
20 this section by check or, when possible, by an automatic  
21 transfer of funds. Public funds shall be distributed to the  
22 candidate within twenty days from the date that the candidate's



1 initial application and qualifying contribution statement is  
2 approved by the commission.

3 (d) The commission shall be under no obligation to provide  
4 moneys to a candidate if moneys in the Hawaii election campaign  
5 fund are near depletion.

6 **§11-H Contributions and expenditures; penalties.** (a) A  
7 certified candidate shall comply with the following restrictions  
8 on contributions and expenditures:

- 9 (1) Upon certification for public funding and until the  
10 end of the general election campaign period, a  
11 candidate shall not accept for use in the campaign:  
12 (A) Contributions from any person;  
13 (B) Loans from any person, including a certified  
14 candidate;  
15 (C) Contributions from political parties; and  
16 (D) Any campaign material purchased or held from a  
17 date prior to filing the declaration of intent to  
18 seek public funds; and  
19 (2) Upon certification for public funding and until the  
20 end of the general election campaign period, a  
21 candidate shall not expend for campaign purposes:



1 (A) Any money except public funds issued by the  
2 commission;

3 (B) Public funds for purposes other than those  
4 permitted in this subpart; and

5 (C) Public funds outside the applicable campaign  
6 period.

7 (b) A certified candidate who accepts contributions in  
8 violation of this section shall be subject to a fine equal to  
9 three times the public funding received, in addition to any  
10 other action, fines, or prosecution under section 11-N and  
11 subpart E of this part, or any provision of the Hawaii penal  
12 code.

13 (c) A certified candidate who makes expenditures of more  
14 than one hundred per cent of the public funds allocated to the  
15 candidate shall repay to the Hawaii election campaign fund an  
16 amount equal to three times the excess expenditures.

17 **§11-I Publicly-funded candidate; reporting.** (a) A  
18 certified candidate and the certified candidate's committee  
19 shall furnish to the commission complete campaign records,  
20 including all records of seed money contributions, qualifying  
21 contributions, and expenditures. A certified candidate shall  
22 fully cooperate with any audit or examination by the commission.



1 (b) A certified candidate shall comply with the reporting  
2 requirements of subpart E of this part, in addition to those  
3 required under this subpart or those that may be required by the  
4 commission.

5 (c) An individual who uses seed money to determine whether  
6 sufficient support exists to run for office as a publicly-funded  
7 candidate who is not already registered with the commission  
8 shall register as a candidate by filing the organizational  
9 report required by section 11-321, within ten days of receiving  
10 more than \$100 in seed money, either from contributions or  
11 personal funds.

12 (d) All reports required by subpart D of this part, seed  
13 money reports, and post-election reports shall be filed with the  
14 commission.

15 (e) Seed money reports shall be filed with the commission  
16 no later than:

- 17 (1) January 31 of an election year;
- 18 (2) April 30 of an election year; and
- 19 (3) Twenty days prior to the primary election.

20 (f) Each report shall be current through:

- 21 (1) The six-month period ending on December 31 for the  
22 report filed on January 31;



- 1           (2) The three-month period ending on March 31 for the  
2           report filed on April 30; and
- 3           (3) Thirty days prior to the primary election for the  
4           report filed twenty days prior to the primary  
5           election.
- 6           (g) The seed money reports shall include:
- 7           (1) The candidate committee's name and address;
- 8           (2) The amount of cash on hand at the beginning of the  
9           reporting period;
- 10          (3) The reporting period and aggregate total for each of  
11          the following categories:
- 12           (A) Contributions;
- 13           (B) Expenditures; and
- 14           (C) Other receipts; and
- 15          (4) The cash on hand at the end of the reporting period.
- 16          (h) Schedules filed with the seed money reports shall also  
17 include:
- 18          (1) The amount and date of deposit of each contribution  
19          and the name and address of each contributor who makes  
20          contributions aggregating more than \$100 in an  
21          election period; provided that if all the information





1 is not on file, the contribution shall be returned to  
2 the contributor within thirty days of deposit;

3 (2) All expenditures made, including the name and address  
4 of each payee and the amount, date, and purpose of  
5 each expenditure. Expenditures for consultants,  
6 advertising agencies and similar firms, credit card  
7 payments, salaries, and candidate reimbursements shall  
8 be itemized to permit a reasonable person to determine  
9 the ultimate intended recipient of the expenditure and  
10 its purpose; and

11 (3) The amount, date of deposit, and description of other  
12 receipts and the name and address of the source of  
13 each of the other receipts.

14 (i) Post-election reports shall be submitted to the  
15 commission no later than twenty days after a primary election  
16 and no later than thirty days after a general election  
17 certifying that all public funds paid to the certified candidate  
18 have been used as required by this subpart. The reports shall  
19 include information regarding all expenditures made, including  
20 the name and address of each payee and the amount, date, and  
21 purpose of each expenditure. Expenditures for consultants,  
22 advertising agencies and similar firms, credit card payments,



1 salaries, and candidate reimbursements shall be itemized to  
2 permit a reasonable person to determine the ultimate intended  
3 recipient of the expenditure and its purpose.

4 (j) All certified candidates shall file the reports  
5 required under this subpart by electronic means in the manner  
6 prescribed by the commission.

7 **§11-J Publicly-funded candidate; continuing obligation.**

8 (a) A certified candidate shall comply with all requirements  
9 under this subpart through the general election campaign period,  
10 except as provided in subsection (d), regardless of whether the  
11 certified candidate maintains eligibility for public funding in  
12 the general election campaign period.

13 (b) Any surplus campaign funds up to \$4,000 for a  
14 certified candidate elected to the office sought may be carried  
15 over to pay for in-office constituent communications.  
16 Expenditures for these communications shall not exceed \$2,000  
17 per year or \$4,000 for a two-year term.

18 (c) If the total surplus for a certified candidate who is  
19 elected to office falls under \$4,000, subsection (d)  
20 notwithstanding, the office holder shall be allowed to raise the  
21 difference with private contributions pursuant to subpart E of  
22 this part in an aggregate amount of \$2,000 per year; provided



1 that the contributions are received from an individual and each  
2 individual shall be limited to contributing \$250 for the  
3 election period.

4 (d) Except for seed money contributions and qualifying  
5 contributions, a certified candidate who is elected to the  
6 office sought shall not accept private contributions from any  
7 person until either September 1 of the next odd-numbered year  
8 following the general election in which the candidate was last  
9 elected, or the date when the commission determines there are  
10 insufficient funds under section 11-P, whichever occurs earlier.

11 (e) If a certified candidate withdraws from seeking the  
12 nomination for or from the election, all unexpended public funds  
13 received by the candidate under this subpart shall be returned  
14 to the Hawaii election campaign fund within thirty days after  
15 withdrawal.

16 (f) A certified candidate who is successful in the primary  
17 election may carry over any unexpended public funds to the  
18 general election; provided that the certified candidate has an  
19 opponent in the general election. If the certified candidate  
20 does not have an opponent in the general election, the certified  
21 candidate shall return all unexpended public funds received by  
22 the certified candidate under this subpart to the Hawaii



1 election campaign fund within thirty days after the primary  
2 election.

3 (g) A certified candidate who is not successful in the  
4 primary or general election shall return all unexpended public  
5 funds received by the certified candidate under this subpart to  
6 the Hawaii election campaign fund within thirty days after the  
7 election in which the candidate was not successful.

8 **§11-K Public funding; permitted uses.** (a) Public funds  
9 shall be used only for the purpose of defraying expenses  
10 directly related to the certified candidate's campaign during  
11 the election campaign period for which the public funds are  
12 allocated.

13 (b) A candidate receiving funds under this subpart or the  
14 candidate's campaign treasurer shall not transfer any portion of  
15 the funds provided under this subpart to any other candidate for  
16 another campaign.

17 **§11-L Deposit of, and access to, public funds.** (a) All  
18 public funds and seed money received by a certified candidate  
19 shall be deposited directly into a depository institution as  
20 provided under section 11-351(a) and accessed through the use of  
21 debit cards and bank checks. No expenditure of public funds



1 received under this subpart shall be made except by debit cards  
2 or checks drawn on such checking account.

3 (b) All reports required under subpart D of this part and  
4 this subpart for financial disclosure shall include the most  
5 recent, available bank statement from the financial depository  
6 holding the public funds, as attested to by the candidate's  
7 committee.

8 **§11-M Deposit of money into the Hawaii election campaign**  
9 **fund.** The following moneys shall be deposited into the Hawaii  
10 election campaign fund established under section 11-421:

- 11 (1) Appropriations from the legislature;
- 12 (2) Excess seed money contributions;
- 13 (3) Qualifying contributions, including any excess  
14 qualifying contributions of certified candidates;
- 15 (4) Unspent public funds distributed to any certified  
16 candidate;
- 17 (5) Fines levied by the commission for violation of this  
18 subpart; and
- 19 (6) Voluntary donations.

20 **§11-N Violations; penalties.** Any candidate who knowingly  
21 seeks or receives public funding to fraudulently qualify for or  
22 receive public funding shall:



- 1           (1) Have the candidate's certification for public funding
- 2                    revoked. Upon revocation of certification, the
- 3                    certified candidate shall repay all public funds
- 4                    received within ten business days to the Hawaii
- 5                    election campaign fund; and
- 6           (2) Be subject to fines and penalties as specifically
- 7                    provided in this subpart and other fines or penalties
- 8                    pursuant to sections 11-410 and 11-412 and the Hawaii
- 9                    penal code.

10           **§11-O Forms; receipts; candidate guide.** The campaign  
11 spending commission shall create and publish all forms and  
12 receipts required as well as a candidates' guide to the public  
13 funding program that shall include an explanation of rules and  
14 procedures applicable to candidates.

15           **§11-P Sufficiency of funding for comprehensive public**  
16 **funding.** On September 1 of each odd-numbered year before a  
17 general election year, the commission shall determine whether  
18 there is a minimum of \$3,500,000 in the Hawaii election campaign  
19 fund established under section 11-421 to certify candidates  
20 during the next election and provide funding for the  
21 comprehensive public funding for elections authorized under this  
22 subpart.



1           If the commission determines that there is sufficient  
2 funding, then within five business days, the commission shall  
3 publish notice statewide, pursuant to section 1-28.5, that the  
4 comprehensive public funding program shall become effective on  
5 January 1 of the following year. If there is insufficient  
6 funding, this subpart shall be inoperative."

7           SECTION 3. Section 11-423, Hawaii Revised Statutes, is  
8 amended by amending subsection (d) to read as follows:

9           "(d) From January 1 of the year of any primary, special,  
10 or general election, the aggregate expenditures for each  
11 election by a candidate who voluntarily agrees to limit campaign  
12 expenditures, inclusive of all expenditures made or authorized  
13 by the candidate alone, all treasurers, the candidate committee,  
14 and noncandidate committees on the candidate's behalf, shall not  
15 exceed the following amounts expressed, respectively multiplied  
16 by the number of voters in the last preceding general election  
17 registered to vote in each respective voting district:

18           ~~[(1) For the office of governor — \$2.50;~~

19           ~~+(2) For the office of lieutenant governor — \$1.40;~~

20           ~~+(3)]~~ (1) For the office of mayor — \$2.00;



1        [~~4~~] (2) For the offices of [~~state senator, state~~  
 2                ~~representative, and~~] county council member - \$1.40;  
 3                and  
 4        [~~5~~] (3) For all other offices - 20 cents."

5                SECTION 4. Section 11-425, Hawaii Revised Statutes, is  
 6 amended by amending subsections (a) and (b) to read as follows:

7                "(a) The maximum amount of public funds available in each  
 8 election to a candidate for the office of [~~governor, lieutenant~~  
 9 ~~governor, or~~] mayor shall not exceed ten per cent of the  
 10 expenditure limit established in section 11-423(d) for each  
 11 election.

12                (b) The maximum amount of public funds available in each  
 13 election to a candidate for the office of [~~state senator, state~~  
 14 ~~representative,~~] county council member[~~,~~ and] or prosecuting  
 15 attorney shall not exceed fifteen per cent of the expenditure  
 16 limit established in section 11-423(d) for each election."

17                SECTION 5. Section 11-429, Hawaii Revised Statutes, is  
 18 amended by amending subsection (a) to read as follows:

19                "(a) As a condition of receiving public funds for a  
 20 primary or general election, a candidate shall not be unopposed  
 21 in any election from which public funds are sought, shall have  
 22 filed an affidavit with the commission pursuant to section 11-





1 423 to voluntarily limit the candidate's campaign expenditures,  
2 and shall be in receipt of the following sum of qualifying  
3 contributions from individual residents of Hawaii:

4 ~~[(1) For the office of governor — qualifying contributions~~  
5 ~~that in the aggregate exceed \$100,000;~~

6 ~~(2) For the office of lieutenant governor — qualifying~~  
7 ~~contributions that in the aggregate exceed \$50,000;~~

8 ~~(3)]~~ (1) For the office of mayor for each respective  
9 county:

10 (A) City and County of Honolulu — qualifying  
11 contributions that in the aggregate exceed  
12 \$50,000;

13 (B) County of Hawaii — qualifying contributions that  
14 in the aggregate exceed \$15,000;

15 (C) County of Maui — qualifying contributions that in  
16 the aggregate exceed \$10,000; and

17 (D) County of Kauai — qualifying contributions that  
18 in the aggregate exceed \$5,000;

19 ~~[(4)]~~ (2) For the office of prosecuting attorney for each  
20 respective county:



- 1 (A) City and County of Honolulu – qualifying  
2 contributions that in the aggregate exceed  
3 \$30,000;
- 4 (B) County of Hawaii – qualifying contributions that  
5 in the aggregate exceed \$10,000; and
- 6 (C) County of Kauai – qualifying contributions that  
7 in the aggregate exceed \$5,000;
- 8 [~~5~~] (3) For the office of county council – for each  
9 respective county:
- 10 (A) City and County of Honolulu – qualifying  
11 contributions that in the aggregate exceed  
12 \$5,000;
- 13 (B) County of Hawaii – qualifying contributions that  
14 in the aggregate exceed \$1,500;
- 15 (C) County of Maui – qualifying contributions that in  
16 the aggregate exceed \$5,000; and
- 17 (D) County of Kauai – qualifying contributions that  
18 in the aggregate exceed \$3,000;
- 19 [~~6~~] ~~For the office of state senator – qualifying~~  
20 ~~contributions that, in the aggregate exceed \$2,500;~~
- 21 [~~7~~] ~~For the office of state representative – qualifying~~  
22 ~~contributions that, in the aggregate, exceed \$1,500;~~



1       ~~(8)~~] (4) For the office of Hawaiian affairs - qualifying  
2                   contributions that, in the aggregate, exceed \$1,500;  
3                   and

4       ~~(9)~~] (5) For all other offices, qualifying contributions  
5                   that, in the aggregate, exceed \$500."

6           SECTION 6. Section 11-431, Hawaii Revised Statutes, is  
7 amended by amending subsection (a) to read as follows:

8           "(a) Upon the commission's approval of the application and  
9 statement of qualifying contributions, the commission shall  
10 direct the comptroller to distribute matching public funds up to  
11 the maximum amount of public funds allowed by section 11-425~~(-)~~  
12 by check or, when possible, by an automatic transfer of funds.  
13 Public funds shall be distributed to the candidate within twenty  
14 days from the date that the candidate's initial application and  
15 qualifying contribution statement is approved by the  
16 commission."

17           SECTION 7. The campaign spending commission shall submit a  
18 report of its findings and recommendations, including any  
19 proposed legislation, to the legislature not later than twenty  
20 days prior to the convening of the regular session of 2016 on  
21 further statutory amendments to facilitate the implementation of  
22 this Act.



1 SECTION 8. There is appropriated out of the general  
2 revenues of the State of Hawaii the sum of \$ or so  
3 much thereof as may be necessary for fiscal year 2015-2016 and  
4 the same sum or so much thereof as may be necessary for fiscal  
5 year 2016-2017 for deposit into the Hawaii election campaign  
6 fund under section 11-421, Hawaii Revised Statutes.

7 The sums appropriated shall be disbursed by the campaign  
8 spending commission consistent with chapter 11, part XIII,  
9 subpart , Hawaii Revised Statutes, and the purposes of this  
10 Act.

11 SECTION 9. There is appropriated out of the Hawaii  
12 election campaign fund under section 11-421, Hawaii Revised  
13 Statutes, the sum of \$ or so much thereof as may be  
14 necessary for fiscal year 2015-2016 and the same sum or so much  
15 thereof as may be necessary for fiscal year 2016-2017 in  
16 preparing for the public funding of candidates in elections  
17 taking place in 2016, including staff resources.

18 The sums appropriated shall be expended by the campaign  
19 spending commission for the purposes of this Act.

20 SECTION 10. In codifying the new sections added by section  
21 2 of this Act, the revisor of statutes shall substitute



1 appropriate section numbers for the letters used in designating  
2 the new sections in this Act.

3 SECTION 11. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 12. This Act shall take effect on January 1, 2015.



**Report Title:**

Campaign Spending Commission; Partial Public Financing

**Description:**

Creates public funding program of candidates for the offices of state senator and state representative. Exempts the offices of governor, lieutenant governor, state senator, and state representative from the scope of the partial public financing law. Appropriates funds to the campaign spending commission to prepare for the public financing of elections in 2016. Effective January 1, 2015. (HB1481 HD2)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

