

JAN 20 2023

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# A BILL FOR AN ACT

RELATING TO ELECTIONS.

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

1           SECTION 1. Section 11-381, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) Campaign funds may be used by a candidate, treasurer,  
4 or candidate committee:

5           (1) For any purpose directly related:

6           (A) In the case of the candidate, to the candidate's  
7                 own campaign; or

8           (B) In the case of a candidate committee or treasurer  
9                 of a candidate committee, to the campaign of the  
10                candidate, question, or issue with which they are  
11                directly associated;

12          (2) To purchase or lease consumer goods, vehicles,  
13                equipment, and services that provide a mixed benefit  
14                to the candidate. The candidate, however, shall  
15                reimburse the candidate's candidate committee for the  
16                candidate's personal use of these items unless the  
17                personal use is de minimis;



- 1           (3) To make donations to any community service,  
2                    educational, youth, recreational, charitable,  
3                    scientific, or literary organization; [~~provided that~~  
4                    ~~in any election period, the total amount of all~~  
5                    ~~donations shall be no more than twice the maximum~~  
6                    ~~amount that one person may contribute to that~~  
7                    ~~candidate pursuant to section 11-357,]~~ provided  
8                    [~~further~~] that no donations shall be made from the  
9                    date the candidate files nomination papers to the date  
10                  of the general election unless the candidate is:  
11                  (A) Declared to be duly and legally elected to the  
12                        office for which the person is a candidate  
13                        pursuant to section 12-41;  
14                  (B) Deemed and declared to be duly and legally  
15                        elected to the office for which the person is a  
16                        candidate pursuant to section 12-42; or  
17                  (C) Unsuccessful in the primary or special primary  
18                        election;  
19           (4) To make donations to any public school or public  
20                    library; [~~provided that in any election period, the~~  
21                    ~~total amount of all contributions shall be no more~~



1           ~~than twice the maximum amount that one person may~~  
2           ~~contribute to that candidate pursuant to section~~  
3           ~~11-357,]~~ provided [further] that any donation under  
4           this paragraph shall not be aggregated with or imputed  
5           toward any limitation on donations pursuant to  
6           paragraph (3);

- 7           (5) To award scholarships to full-time students attending  
8           an institution of higher education or a vocational  
9           education school in a program leading to a degree,  
10          certificate, or other recognized educational  
11          credential; provided that in any election period, the  
12          total amount of all scholarships awarded shall be no  
13          more than twice the maximum amount that one person may  
14          contribute to that candidate pursuant to section  
15          11-357; provided further that no awards shall be made  
16          from the filing deadline for nomination papers to the  
17          date of the general election unless the candidate is:  
18          (A) Declared to be duly and legally elected to the  
19             office for which the person is a candidate  
20             pursuant to section 12-41;



1 (B) Deemed and declared to be duly and legally  
2 elected to the office for which the person is a  
3 candidate pursuant to section 12-42; or

4 (C) Unsuccessful in the primary or special primary  
5 election;

6 (6) To purchase not more than two tickets for each event  
7 held by another candidate or committee, regardless of  
8 whether the event constitutes a fundraiser as defined  
9 in section 11-342;

10 (7) To make contributions to the candidate's party so long  
11 as the contributions are not earmarked for another  
12 candidate; or

13 (8) To pay for ordinary and necessary expenses incurred in  
14 connection with the candidate's duties as a holder of  
15 an office, including expenses incurred for memberships  
16 in civic or community groups."

17 SECTION 2. Statutory material to be repealed is bracketed  
18 and stricken.

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

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INTRODUCED BY:  \_\_\_\_\_



# S.B. NO. 1075

**Report Title:**

Elections; Candidates; Donations; Non-Profit Organizations;  
Schools

**Description:**

Repeals the cap on the amount of campaign funds candidates may donate to any community service, educational, youth, recreational, charitable, scientific, literary organization, public school, or public library.

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

