

JAN 19 2023

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# A BILL FOR AN ACT

RELATING TO PRELIMINARY DETERMINATION OF PROBABLE CAUSE.

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

1           SECTION 1. Section 11-405, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:  
3           "(a) Upon hearing the response, if the respondent explains  
4 or otherwise responds to the complaint, and upon completion of  
5 any investigation, the commission may make a prompt preliminary  
6 determination as to whether probable cause exists that a  
7 violation of this part has been committed. The preliminary  
8 determination with findings of fact and conclusions of law shall  
9 be served upon the respondent by [~~certified mail~~] first-class  
10 mail. If respondent is a candidate, candidate committee or  
11 noncandidate committee, and the preliminary determination is  
12 mailed to the address contained in the organizational report of  
13 the candidate or committee, there is a presumption that the  
14 candidate or committee received the preliminary determination  
15 within two business days of being mailed."



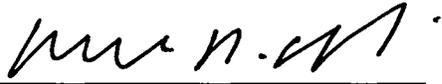
# S.B. NO. 202

1 SECTION 2. This Act does not affect rights and duties that  
2 matured, penalties that were incurred, and proceedings that were  
3 begun before its effective date.

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 Statutory material to be repealed is bracketed  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

6 SECTION 4. This Act shall take effect upon its approval.

7

INTRODUCED BY:   
By Request



# S.B. NO. 202

**Report Title:**

Hawaii Campaign Spending Commission Package; Preliminary Determination; Order; Method of Service

**Description:**

Provides for the service of the commission's preliminary determination of probable cause via first-class mail.

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

