
A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

- 1 SECTION 1. The legislature finds and declares that:
- 2 (1) The pervasive and expanding influence of private
- 3 contributions and expenditures on public elections in
- 4 the State of Hawaii undermines democracy and the
- 5 rights of all Hawaii citizens to vote for the
- 6 candidate of their choice and to enjoy equal and
- 7 meaningful participation in the democratic process,
- 8 rights that are guaranteed by the First and Fourteenth
- 9 Amendments to the United States Constitution as well
- 10 as sections 1, 2, 4, and 8 of article I of the state
- 11 constitution;
- 12 (2) Candidates for statewide office who lack access to
- 13 personal wealth or wealthy donors are precluded from
- 14 running a competitive campaign, because their voices
- 15 are drowned out by those who can afford to saturate
- 16 their constituents with television, radio, and other
- 17 expensive mass-media communications, the indispensable



1 instruments of effective political speech in the
2 modern age;

3 (3) In recent years, private contributions to statewide
4 campaigns and independent expenditures made to
5 influence statewide campaigns have increased greatly.
6 This dramatic influx of private money, coupled with
7 recent high-profile law enforcement investigations and
8 prosecutions of campaign finance abuses have
9 undermined the public's confidence in the political
10 process and fueled the public perception of corruption
11 in Hawaii state politics;

12 (4) The dominance of private funding in state elections
13 also burdens candidates and elected officials with the
14 incessant rigors of fundraising and decreases the time
15 available to carry out their public responsibilities.
16 Further, private funding creates a danger of actual
17 corruption by compelling elected officials to accept
18 money from private interests that are directly
19 affected by governmental actions; and

20 (5) The State's existing system of partial public funding
21 for campaigns has not created a viable alternative to
22 private sources of funding. Only nine per cent of



1 candidates statewide participated in the partial
2 public funding system in the 2004 election, in part,
3 because the available partial public funding is
4 insufficient to run a competitive campaign.

5 The State has compelling interests in preserving the
6 integrity of its democratic system, promoting an open and robust
7 debate on public issues, and protecting the constitutional
8 rights of its citizens. To serve these compelling interests,
9 the legislature finds and declares that it is essential to
10 provide comprehensive public funding to candidates seeking
11 election to the county councils of Maui, Kauai, Hawaii, and the
12 city and county of Honolulu who voluntarily agree to abide by
13 campaign contribution and expenditure limits and meet other
14 criteria.

15 It is the purpose of this Act to create a comprehensive
16 public funding system that will offer a viable and competitive
17 alternative to private funding sources, thereby substantially
18 reducing or eliminating the deleterious effects of private
19 financing.

20 SECTION 2. Chapter 11, Hawaii Revised Statutes, is amended
21 by adding a new subpart to part XII to be appropriately inserted
22 and to read as follows:



1 " . Comprehensive Public Funding for Elections to
2 County Councils

3 **§11-A Definitions.** When used in this subpart, unless the
4 context clearly requires otherwise:

5 "Candidate" means an individual who seeks nomination for
6 election or seeks election any county council in the State, and
7 who meets the criteria of section 11-C.

8 "Candidate's committee" means a committee, as defined in
9 section 11-191, that makes an expenditure or accepts a
10 contribution on behalf of a candidate for nomination for
11 election, or reelection, to a county council, with the
12 candidate's authorization.

13 "Certification for comprehensive public funding" means the
14 decision by the commission that a candidate is certified to
15 receive public funding in accordance with this subpart.

16 "Certified candidate" or "comprehensive publicly funded
17 candidate" means a participating candidate who is certified by
18 the commission as eligible for comprehensive public funding
19 under this subpart and who agrees to abide by the requirements
20 of this subpart.

21 "Commission" shall be as defined in section 11-191.

22 "Committee" shall be as defined in section 11-191.



1 "Contested election" means, in a primary election, the
2 certified candidate is opposed by one or more candidates for the
3 nomination; and, in a general election, the certified candidate
4 is opposed by one or more candidates for election to the office.

5 "Contribution" shall be as defined in section 11-191.

6 "Declaration of intent to seek comprehensive public
7 funding" means the form completed by a participating candidate
8 and the filing of which triggers the participating candidate's
9 ability to begin collecting qualifying contributions.

10 "District" means a county district, as established in
11 accordance with section 46-1.5.

12 "Election period" shall be as defined in section 11-191.

13 "Equalizing funds" means additional public funds released
14 by the commission to a comprehensive publicly funded candidate
15 to allow the publicly funded candidate to stay financially
16 competitive with a nonparticipating candidate in a contested
17 election.

18 "Excess expenditure" means the amount of comprehensive
19 public funds spent or obligated to be spent by a comprehensive
20 publicly funded candidate in excess of one hundred per cent of
21 the allocated funds for a primary election, general election, or
22 both.



1 "Expenditure" shall be as defined in section 11-191.

2 "General election campaign period" means the period
3 beginning the day after the primary election and ending two
4 weeks after a general election.

5 "General election year" means the period commencing
6 January 1 of an even-numbered year in which a general election
7 is held and ending two weeks after the general election.

8 "Hawaii election campaign fund" shall be as defined in
9 section 11-217.

10 "Immediate family" shall be as defined in section 11-191.

11 "Independent expenditure" means an expenditure by a
12 noncandidate committee, party, or any other person for a
13 communication that expressly advocates the nomination, election,
14 or defeat of a clearly identified certified candidate or
15 nonparticipating candidate and that is not made in concert or
16 cooperation with or as part of any coordinated activity or at
17 the request or suggestion of the certified candidate or
18 nonparticipating candidate, a candidate's committee, or their
19 agents. For the purposes of this definition, "clearly
20 identified" means that the name, likeness, photograph, or
21 drawing of the certified candidate or nonparticipating candidate



1 is used, or the identity of the certified candidate or
2 nonparticipating candidate is apparent by unambiguous reference.

3 "Individual" shall be as defined in section 11-191.

4 "Loan" shall be as defined in section 11-191.

5 "Noncandidate committee" shall be as defined in section
6 11-191.

7 "Nonmonetary contribution" means a contribution other than
8 of money that may include goods or services.

9 "Nonparticipating candidate" means a candidate who does not
10 qualify for or receive public funding during an election period
11 and is involved in a contested election with a certified
12 participating candidate.

13 "Participating candidate" means a candidate who is seeking
14 certification for comprehensive public funding under this
15 subpart.

16 "Party" shall be as defined in section 11-191.

17 "Person" shall be as defined in section 11-191.

18 "Primary election campaign period" means the period in a
19 primary election year beginning with the certification for
20 comprehensive public funding under this subpart and ending two
21 weeks after the primary election.



1 "Public funding" or "public funds" means campaign funds
2 from the Hawaii election campaign fund received by an eligible
3 candidate pursuant to subpart B or this subpart.

4 "Qualifying contribution" means a \$ monetary contribution
5 made to a participating candidate for purposes of meeting the
6 criteria of section 11-F.

7 "Qualifying period" means the period in a general election
8 year, beginning January 1 and ending on the deadline for filing
9 candidate nomination papers to run in the primary election of a
10 general election year during which a candidate may collect
11 qualifying campaign contributions to qualify for comprehensive
12 public funding under this subpart; provided the commission has
13 determined that the Hawaii election campaign fund has sufficient
14 funds to make payments to comprehensive publicly funded
15 candidates during the election period.

16 "Seed money" means contributions made to a participating
17 candidate by a person in accordance with section 11-D that shall
18 be expended for the purpose of determining campaign viability.

19 "Surplus campaign funds" means any campaign contributions
20 not spent during a prior election period by a participating
21 candidate who previously sought election as a privately funded
22 candidate.



1 Except for terms that are specifically defined in this
2 subpart, terms that are defined under subpart B shall apply to
3 this subpart.

4 **§11-B Sufficiency of funding for comprehensive public**
5 **funding.** On September 1 of each odd-numbered year before a
6 general election year, the commission shall determine whether
7 there is a minimum of \$5,000,000 in the Hawaii election campaign
8 fund to certify participating candidates during the next
9 election and provide funding for comprehensive public funding
10 for elections under this subpart.

11 If the commission determines that there is sufficient
12 funding, then within five business days, the commission shall
13 publish notice statewide, pursuant to section 1-28.5, that the
14 comprehensive public funding program shall become effective on
15 January 1 of the following year. If there is insufficient
16 funding, then this subpart shall be inoperative.

17 If this subpart is inoperative, candidates may seek public
18 funding as provided under subpart B.

19 **§11-C Qualifications for comprehensive public funding.**

20 (a) A candidate may seek comprehensive public funding for the
21 primary election campaign period if the candidate:



- 1 (1) Resides in the district from which election is sought
- 2 as of the date of the filing of nomination papers for
- 3 the primary election in the general election year in
- 4 which the candidate seeks to be nominated or elected;
- 5 (2) Is a registered voter in the district from which
- 6 election is sought;
- 7 (3) Files a declaration of intent to seek comprehensive
- 8 public funding with the commission between January 1
- 9 of the election year and thirty days before the
- 10 closing date to file nomination papers to run for
- 11 office for which the candidate intends to seek
- 12 election;
- 13 (4) Collects a \$ district qualifying contribution in
- 14 accordance with section 11-F;
- 15 (5) Accepts only the following contributions prior to
- 16 applying for certification as a comprehensive publicly
- 17 funded candidate:
- 18 (A) Seed money contributions until the candidate
- 19 files a declaration of intent to seek
- 20 comprehensive public funding; and



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

4 and

5 (6) Files an application for certification for
6 comprehensive public funding with the commission and a
7 declaration that the candidate has complied and will
8 comply with all of the requirements of this subpart,
9 as applicable.

10 (b) A candidate is qualified to seek comprehensive public
11 funding for the general election campaign period if the
12 candidate:

13 (1) Was certified as a comprehensive publicly funded
14 candidate during the primary election campaign period
15 immediately preceding the general election in which
16 the funds under this subpart are provided; and

17 (2) Received a sufficient number of votes to appear on the
18 ballot in the general election or is otherwise
19 certified by the office of elections to be placed on
20 the ballot in the general election.

21 **§11-D Seed money contributions; limitations on use of seed**
22 **money; penalties.** (a) The use of seed money shall be limited



1 to expenditures necessary to determine whether sufficient
2 support exists for a participating candidate to run for office
3 as a comprehensive publicly funded candidate.

4 (b) The amount of seed money retained or expended, or
5 both, by a candidate seeking eligibility for comprehensive
6 public funding for a county council seat shall not exceed
7 \$3,000.

8 (c) A participating candidate shall not accept
9 contributions of seed money from any person whose contributions
10 are prohibited under subpart B. All contributors whose seed
11 money has been accepted shall be issued a receipt by the
12 participating candidate.

13 (d) A participating candidate may use personal funds or
14 surplus campaign funds for seed money purposes, all of which
15 shall be subject to the \$3,000 limit, as applicable, in
16 subsection (b).

17 (e) Seed money shall only be spent prior to and during the
18 qualifying period and shall not be collected after the candidate
19 has filed the declaration to run. The candidate may spend seed
20 money only until the candidate is certified by the commission as
21 a comprehensive publicly funded candidate.



1 (f) Any unspent seed money shall be deducted from the
2 initial primary election distribution of a participating
3 comprehensive publicly funded candidate if the candidate becomes
4 a certified comprehensive publicly funded candidate and does not
5 donate excess seed money to the Hawaii election campaign fund.

6 **§11-E Restriction on use of surplus campaign funds.** A
7 comprehensive publicly funded candidate who has surplus campaign
8 funds from a previous election is prohibited from using those
9 funds for anything other than in-office constituent
10 communications. The surplus campaign funds shall be frozen and
11 maintained in a separate depository account from that
12 established for the comprehensive public funds under section
13 11-N. The comprehensive publicly funded candidate shall
14 continue to file reports on the surplus campaign funds in
15 accordance with subpart B or as otherwise may be required by the
16 commission.

17 **§11-F Qualifying campaign contributions.** (a) Each
18 qualifying campaign contribution shall meet the requirements of
19 this section. To be counted as a qualifying campaign
20 contribution, a contributor to a candidate for a seat on a
21 county council shall be a registered voter who resides within
22 the county district to which the candidate seeks nomination or



1 election at the time the contribution is given. A contribution
2 shall be made in an amount and in a form that may be prescribed
3 by the commission.

4 (b) No qualifying contribution shall be collected prior to
5 a candidate filing a declaration of intent to seek comprehensive
6 public funding with the commission.

7 (c) Any receipt for a qualifying campaign contribution
8 shall be made in a form that may be prescribed by the
9 commission.

10 (d) All qualifying campaign contributions collected by
11 candidates, whether or not the candidate is certified, shall be
12 deposited into the Hawaii election campaign fund.

13 **§11-G Certification of qualification for comprehensive**

14 **public funds.** (a) Candidates seeking certification as a
15 comprehensive publicly funded candidate shall submit to the
16 commission an application for certification that contains at
17 least:

18 (1) Two hundred signatures and qualifying contributions
19 for the county of Kauai;

20 (2) Two hundred signatures and qualifying contributions
21 for the county of Hawaii;



1 (3) Two hundred signatures and qualifying contributions
2 for the county of Maui; and

3 (4) Four hundred signatures and qualifying contributions
4 for the city and county of Honolulu;

5 from registered voters in the district for which the candidate
6 seeks office no later than thirty days prior to the primary
7 election, signed by the participating candidate and the
8 participating candidate's campaign treasurer under penalty of
9 perjury.

10 (b) The application shall also include any information
11 deemed necessary and appropriate by the commission.

12 (c) The commission shall issue a decision to certify or
13 deny certification of a candidate as a comprehensive publicly
14 funded candidate within five business days following receipt of
15 the candidate's completed application for certification for
16 comprehensive public funds.

17 (d) After a participating candidate is certified as a
18 comprehensive publicly funded candidate, the candidate's
19 certification shall apply to both the primary and the general
20 election, even if the candidate is unopposed in the primary
21 election.



1 (e) A candidate who is not certified for comprehensive
2 public funding under this subpart may seek public funding under
3 the public funding program in subpart B.

4 **§11-H Comprehensive publicly funded candidates;**
5 **contributions and expenditures; penalties.** (a) Except as
6 authorized under section 11-K, a certified candidate shall
7 comply with the following restrictions on contributions and
8 expenditures:

9 (1) Upon certification for comprehensive public funding
10 and until the end of the general election period, a
11 comprehensive publicly funded candidate shall not
12 accept for use in the campaign:

13 (A) Contributions from any source; provided that the
14 candidate may accept in-kind contributions
15 aggregating less than \$200 in any single month
16 from any single source;

17 (B) Loans from any person, including a certified
18 candidate;

19 (C) Contributions from political parties; and

20 (D) Any campaign material purchased or held from a
21 date prior to the declaration of intent to run



1 for office as a comprehensive publicly funded
2 candidate;
3 and
4 (2) Upon certification for comprehensive public funding
5 and until the end of the general election period, a
6 comprehensive publicly funded candidate shall not
7 expend for campaign purposes:
8 (A) Any money except public funds issued by the
9 commission;
10 (B) Public funds for purposes other than those
11 permitted in this subpart;
12 (C) Public funds outside the applicable campaign
13 period for which the funding is allocated, except
14 for proper campaign debts incurred but not paid;
15 and
16 (D) Public funds in excess of the comprehensive
17 public funds allocated to the candidate,
18 including equalizing funds, or incur an
19 obligation or obligations to spend public funds
20 in excess of this amount.

21 (b) A certified candidate who accepts contributions in
22 violation of this section shall be subject to a fine equal to



1 three times the public funding received, in addition to any
2 other action, fines, or prosecution under section 11-P.

3 (c) A certified candidate who spends or incurs an
4 obligation to spend more than one hundred per cent of the public
5 funds allocated to the candidate under this subpart shall repay
6 to the Hawaii election campaign fund an amount equal to three
7 times the excess expenditures.

8 **§11-I Comprehensive publicly funded candidate; reporting.**

9 (a) A comprehensive publicly funded candidate and the certified
10 candidate's committee shall furnish complete campaign records,
11 including all records of nonmonetary contributions, seed money
12 contributions, qualifying campaign contributions to the
13 commission, and expenditures to the commissioner. A candidate
14 shall fully cooperate with any audit or examination by the
15 commission.

16 (b) A comprehensive publicly funded candidate shall comply
17 with the reporting requirements of sections 11-194, 11-195,
18 11-196, 11-212, 11-213, and 11-224 in addition to those required
19 under this subpart or that may be required by the commission.

20 (c) The commission shall require that all certified
21 candidates file the reports required under this subpart in a



1 digital, electronic format specified by rules adopted by the
2 commission under chapter 91.

3 **§11-J Comprehensive publicly funded candidate; continuing**
4 **obligation.** (a) A certified candidate shall comply with all
5 requirements under this subpart through the general election
6 campaign period regardless of whether the certified candidate
7 maintains eligibility for comprehensive public funding in the
8 general election campaign period.

9 (b) A certified comprehensive publicly funded candidate
10 who wins office will be allowed to fundraise no more than \$6,000
11 per year with individual contributions of no greater than \$500.

12 (c) Any surplus of funds for a successful certified
13 comprehensive publicly funded candidate up to \$12,000 may be
14 carried over to cover in-office constituent communications not
15 to exceed \$6,000 annual allotment or \$12,000 for a two-year
16 term.

17 (d) If the total surplus from a publicly funded campaign
18 falls under \$12,000 the certified comprehensive publicly funded
19 office holder will be allowed to raise the difference pursuant
20 to subpart (B) while in office.

21 (e) Except for seed money contributions, qualifying
22 contributions, and in-office constituent communications, a



1 certified candidate who is elected to the office sought shall
2 not accept private contributions from any person, political
3 party, or political action committee until either September 1 of
4 the next odd-numbered year following the general election in
5 which the candidate was last elected, or the date when the
6 commission determines there are insufficient funds under section
7 11-B, whichever occurs earlier.

8 (f) If a certified candidate withdraws from seeking the
9 nomination for or from the election, or has unspent public funds
10 after an election, all unencumbered funds received by the
11 candidate under this subpart shall be returned to the Hawaii
12 election campaign fund within ten days after the general
13 election.

14 **§11-K Amount of base public funding; disbursements;**
15 **sufficiency of public funding.** (a) For primary elections
16 subject to this subpart, the base amount of comprehensive public
17 funding shall be set at an average of the amount spent by the
18 winning candidates in the previous two county council elections
19 of the same county council, reduced by ten per cent.

20 (b) For general elections subject to this subpart, the
21 base amount of comprehensive public funding shall be set at an
22 average of the amount spent by the winning candidates in the



1 previous two county council general elections for the same
2 county council, reduced by ten per cent.

3 (c) The base amount of public funding for an uncontested
4 primary election shall be thirty per cent of the amount provided
5 in a contested election as determined under subsection (a). No
6 funding shall be allocated in an uncontested general election.

7 (d) The commission shall disburse public funds by check or
8 electronic transfer.

9 (e) If the winning primary candidate has residual funds
10 from the primary election, those funds may be carried over to
11 the general election. A certified candidate who is not
12 successful in the primary election shall return all unspent and
13 unencumbered public funds to the Hawaii campaign election fund
14 within ten days after the primary election.

15 (f) The commission shall not distribute comprehensive
16 public funding to certified candidates that exceeds the total
17 amount of \$5,000,000 for all candidates subject to this subpart
18 in any given election year in which this subpart is operative.

19 (g) Commencing January 1 of a general election year and
20 ending with the deadline to submit applications for
21 certification, the commission shall post on its website a
22 monthly report stating, by district:



- 1 (1) The number of declarations of intent to seek
2 comprehensive public funding received;
- 3 (2) The number of applications for certification received;
- 4 (3) The number of candidates who have been certified for
5 comprehensive public funding;
- 6 (4) The base amount committed to certified candidates; and
- 7 (5) The amount available for additional certified
8 candidates.

9 Notwithstanding any other provisions in this subpart, if
10 the commission determines that the revenues are insufficient to
11 meet distributions to certified candidates under this section,
12 the commission shall either permit certified candidates to
13 accept and spend contributions, subject to the campaign
14 contribution limitations set forth in section 11-204, up to the
15 applicable amounts, including equalizing funds the certified
16 candidate would have received from comprehensive public funding.

17 **§11-L Equalizing funds, sufficiency of funds.** (a) The
18 commission shall disburse equalizing funds to a certified
19 candidate in a contested election whenever any campaign report
20 filed pursuant to subpart B shows that the sum of an opposing
21 nonparticipating candidate and the nonparticipating candidate's
22 committee's expenditures and obligations, or campaign



1 contributions received or borrowed, whichever is greater, added
2 to any independent expenditures made in support of that
3 nonparticipating candidate or against the opposing certified
4 candidate reported by any noncandidate's committee, party, or
5 any other person exceeds one hundred per cent of the amount of
6 comprehensive public funding previously allotted and distributed
7 to the opposing certified candidate in a contested election,
8 including any equalizing funds previously distributed.

9 (b) Equalizing funds shall be limited to an amount equal
10 to the base amount of comprehensive public funding allotted to
11 the certified candidate in a contested election.

12 (c) In an uncontested primary election where a
13 comprehensive publicly funded candidate has a private funding
14 opponent from another party or an independent who spends above
15 the base allotment, the certified candidate shall receive
16 equalizing funds limited to two hundred per cent of the base
17 amount allotted.

18 (d) If the election will be decided in the primary
19 election, equalizing funds shall be limited to a maximum amount
20 equal to the base amount of comprehensive public funding
21 allotted to a certified candidate in a contested election.



1 (e) The commission shall electronically transfer
2 equalizing funds to a certified candidate within twenty-four
3 hours of the filing with the commission of the report indicating
4 the certified candidate's entitlement to equalizing funds.

5 (f) At any reporting period, if the privately funded
6 candidate spends more than the entire comprehensive public fund
7 original allotment, the comprehensive publicly funded candidate
8 shall receive an amount equal to but not to exceed two times the
9 original allotment.

10 (g) Reporting obligations under this section for
11 nonparticipating candidates and their candidate's committees,
12 noncandidate committees, parties, or any other persons making
13 independent expenditures shall be in addition to the reporting
14 requirements under this chapter whenever a certified candidate
15 is opposed in a contested election by a nonparticipating
16 candidate as follows:

17 (1) Commencing forty-five days before the primary election
18 day, nonparticipating candidates and their candidate's
19 committees shall file an initial excess report with
20 the commission within twenty-four hours after
21 cumulative contributions are received, or expenditures
22 are made or committed to be made, including verbal



1 commitments, in an election period that exceeds one
2 hundred one per cent of the base amount of
3 comprehensive public funding allotted to an opposing
4 certified candidate in a contested election.

5 Nonparticipating candidates and the candidate's
6 committees shall file supplemental excess reports
7 within twenty-four hours after any encumbrances or
8 expenditures that exceed \$1,000 in aggregate; and

- 9 (2) Commencing forty-five days before the general election
10 day, noncandidate committees, parties, and any other
11 persons that incur independent expenditures that
12 expressly advocate the nomination, election, or defeat
13 of a certified candidate shall file an independent
14 expenditure report with the commission within
15 twenty-four hours when expenditures exceed \$1,000 in
16 aggregate in an election period. Thereafter,
17 noncandidate committees, parties, and any other
18 persons that incur independent expenditures, including
19 verbal expenditure commitments, shall file
20 supplemental independent expenditure reports within
21 twenty-four hours whenever the aggregate expenditures
22 exceed \$100. The independent expenditure reports



1 shall identify the nonparticipating candidate or
2 certified candidate for whom the independent
3 expenditure is intended to influence the nomination,
4 election, or defeat.

5 (h) If a nonparticipating candidate and the candidate's
6 committee fails to file or files a false excess report or
7 supplemental excess reports as required under subsection (g),
8 the commission, within twenty-four hours of verifying the
9 failure or falsity, shall automatically disburse equalizing
10 funds to any opposing certified candidate up to the maximum
11 authorized under subsections (b) and (c).

12 (i) Any nonparticipating candidate and the candidate's
13 committee, noncandidate committee, party, or any other person
14 that makes independent expenditures in a contested election
15 involving a certified candidate who fails to file a report as
16 required under this subpart or files a false report shall be:

- 17 (1) Guilty of a misdemeanor;
- 18 (2) Subject to a fine of up to three times the amount of
19 equalizing funds paid to the certified candidate; and
- 20 (3) Subject to any other fine or penalty pursuant to
21 sections 11-228 and 11-229.



1 (j) Upon certification of all comprehensive publicly
2 funded candidates, if the commission determines there are
3 insufficient funds to meet the potential need for equalizing
4 funds for all certified candidates, the commission shall permit
5 each certified candidate to accept and spend private
6 contributions, subject to the campaign contribution limitations
7 set forth in section 11-204, up to the equalizing funds the
8 certified candidate would have received from comprehensive
9 public funding.

10 (k) The commission shall adopt rules under chapter 91 to
11 compute the amount of equalizing funds allotted to a certified
12 candidate that takes into consideration the contributions and
13 expenditures of the nonparticipating candidate and the
14 candidate's committee, and any independent expenditures incurred
15 to influence the nomination, election, or defeat of the
16 certified candidate. To prevent the abuse of equalizing funds,
17 the commission shall not base any calculation on independent
18 expenditures that, although containing words of express
19 advocacy, also contain other words or phrases that have no other
20 reasonable meaning other than to contradict the expressed
21 advocacy.



1 **§11-M Comprehensive public funding; permitted uses.** (a)

2 Comprehensive public funds shall be used only for the purpose of
3 defraying expenses that are directly related to the certified
4 candidate's campaign during the election campaign period for
5 which the comprehensive public funds are allocated.

6 (b) A candidate receiving funds under this subpart or the
7 candidate's campaign treasurer shall not transfer any portion of
8 the funds provided under this subpart to any other candidate for
9 another campaign.

10 **§11-N Deposit of, and access to, comprehensive public**

11 **funds.** (a) All public funds received by a certified candidate
12 shall be deposited directly into a depository institution as
13 provided under section 11-199(a) and accessed through use of
14 credit cards, debit cards, and bank checks.

15 (b) All reports required under subpart B and this subpart
16 for financial disclosure shall include the most recent bank
17 statement from the financial depository holding the public
18 funds.

19 **§11-O Deposit of money into the Hawaii election campaign**

20 **fund.** In addition to the funds collected by the commission and
21 pursuant to section 11-217, the following moneys shall be
22 deposited into the Hawaii election campaign fund:



- 1 (1) Appropriations from the legislature;
- 2 (2) Excess seed money contributions;
- 3 (3) Qualifying contributions, including any
- 4 excess4qualifying contributions of certified
- 5 candidates;
- 6 (4) Unspent public funds distributed to any certified
- 7 candidate;
- 8 (5) Fines levied by the commission for violation of this
- 9 subpart; and
- 10 (6) Voluntary donations.

11 **§11-P Violations; penalties.** Any candidate who knowingly
 12 seeks or receives public funding to fraudulently qualify for or
 13 receive public funding shall:

- 14 (1) Have the candidate's certification for comprehensive
- 15 public funding revoked. Upon revocation of
- 16 certification, the certified candidate shall repay all
- 17 public funds received within ten business days; and
- 18 (2) Be subject to fines and penalties as specifically
- 19 provided in this subpart and other fines or penalties
- 20 pursuant to sections 11-228 and 11-229.

21 **§11-Q Rules.** The commission shall adopt forms and rules
 22 pursuant to chapter 91 as may be necessary to implement this



1 subpart, including reporting requirements of section 11-L and
2 any restrictions on petty cash expenditures by the certified
3 candidate."

4 SECTION 3. Section 11-191, Hawaii Revised Statutes, is
5 amended by amending the definition of "qualifying campaign
6 contribution" to read as follows:

7 ""Qualifying campaign contribution" means an aggregate
8 monetary contribution of \$100 or less, by any person during any
9 matching payment period~~[,]~~ for purposes of entitlement to
10 payments under the partial public funding program pursuant to
11 section 11-221. Qualifying campaign contributions do not
12 include loans or in-kind contributions."

13 SECTION 4. Section 11-217, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "**§11-217 Hawaii election campaign fund; creation.** (a)

16 The Hawaii election campaign fund is created as a trust fund
17 within the state treasury. The fund shall consist of [all]:

18 (1) All moneys collected from persons who have designated
19 a portion of their income tax liability to the fund as
20 provided in section 235-102.5~~[, any]~~;

21 (2) Any general fund revenues appropriated~~[, as well as~~
22 all]; and



1 (3) All other moneys collected pursuant to this subpart.

2 (b) Payment to each candidate from the fund shall be by
3 the comptroller in the manner prescribed in section 11-222[~~7~~] or
4 section 11-K, as appropriate.

5 (c) Moneys from this fund may also be used for the
6 operating expenses of the commission, including staff salaries
7 and fringe benefits."

8 SECTION 5. Section 11-217.5, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "**§11-217.5 Depletion of fund.** (a) The Hawaii election
11 campaign fund shall be under no obligation to provide moneys to
12 [~~qualified~~] eligible candidates [~~in the event that~~] if in the
13 partial public funding program or comprehensive public funding
14 for elections to the county councils moneys in that fund have
15 been depleted.

16 (b) [~~In the event that~~] For purposes of the partial
17 funding program, if the Hawaii election campaign fund is close
18 to depletion, as determined by the commission, the commission
19 shall determine the amounts available to [~~qualified~~] eligible
20 candidates based on their order of eligibility in qualifying for
21 partial public funds, as determined by the date of filing of an
22 application for public funds with the commission pursuant to



1 section 11-222; provided that the application has been accepted
2 by the commission.

3 (c) For the purposes of the comprehensive public funding
4 for elections to the county councils, if the Hawaii election
5 campaign fund is close to depletion, the commission shall
6 determine whether that program shall be operative in accordance
7 with subpart ."

8 SECTION 6. Section 11-218, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "~~§11-218 [Candidate funding; amounts available.]~~ Partial
11 public funding program: maximum allowed. (a) Public funds from
12 the Hawaii election campaign fund are available to fund eligible
13 candidates who qualify for the partial public funding program in
14 the amounts set forth in this section.

15 [~~(a)~~] (b) For the office of governor, lieutenant governor,
16 or mayor, the maximum amount of partial public funds available
17 to a candidate in any election shall not exceed ten per cent of
18 the total expenditure limit as determined under section 11-209
19 for each election for each office listed in this subsection.

20 [~~(b)~~] (c) For the office of state senator, state
21 representative, county council member, and prosecuting attorney,
22 the maximum amount of partial public funds available to a



1 candidate in any election shall be fifteen per cent of the total
2 expenditure limit as determined under section 11-209 for each
3 election for each office listed in this subsection.

4 ~~[(e)]~~ (d) For the office of Hawaiian affairs, the maximum
5 amount of partial public funds available to a candidate shall
6 not exceed \$1,500 in any election year.

7 ~~[(d)]~~ (e) For the board of education and all other
8 offices, the maximum amount of partial public funds available to
9 a candidate shall not exceed \$100 in any election year.

10 ~~[(e)]~~ (f) Each candidate who qualified for the maximum
11 amount of partial public funding in any primary election and who
12 is a candidate for a subsequent general election shall apply
13 with the commission to be qualified to receive the maximum
14 amount of public funds as provided in this section for the
15 respective election. For purposes of this section, "qualified"
16 means meeting the qualifying campaign contribution requirements
17 of section 11-219."

18 SECTION 7. Section 11-219, Hawaii Revised Statutes, is
19 amended to read as follows:

20 "**§11-219 Qualifying campaign contributions**~~[+]~~ **for partial**
21 **public funding program; amounts.** As a condition of receiving
22 public funds for a primary or general election, a candidate



1 shall not be unopposed in any election for which partial public
2 funds are sought, shall have filed an affidavit with the
3 commission pursuant to section 11-208 to voluntarily limit the
4 candidate's campaign expenditures, and shall be in receipt of
5 the following sum of qualifying campaign contributions from
6 individual residents of Hawaii:

7 (1) For the office of governor--qualifying campaign
8 contributions that in the aggregate, exceed \$100,000;

9 (2) For the office of lieutenant governor--qualifying
10 campaign contributions that in the aggregate, exceed
11 \$50,000;

12 (3) For the office of mayor for each respective county:

13 (A) County of Honolulu--qualifying campaign
14 contributions that in the aggregate, exceed
15 \$50,000;

16 (B) County of Hawaii--qualifying campaign
17 contributions that in the aggregate, exceed
18 \$15,000;

19 (C) County of Maui--qualifying campaign contributions
20 that in the aggregate, exceed \$10,000; and



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



1 (C) County of Maui--qualifying campaign contributions
2 that in the aggregate, exceed \$5,000; and

3 (D) County of Kauai--qualifying campaign
4 contributions that in the aggregate, exceed
5 \$3,000;

6 (6) For the office of state senator--qualifying campaign
7 contributions that, in the aggregate, exceed \$2,500;

8 (7) For the office of state representative--qualifying
9 campaign contributions that, in the aggregate, exceed
10 \$1,500;

11 (8) For the office of Hawaiian affairs--qualifying
12 campaign contributions that, in the aggregate, exceed
13 \$1,500; and

14 (9) For all other offices, qualifying campaign
15 contributions that, in the aggregate, exceed \$500."

16 SECTION 8. Section 11-220, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "**§11-220 Eligibility for payments[-] under the partial**
19 **public funding program.** (a) To be eligible to receive
20 [~~payments under section 11-217,~~] partial public funding from the
21 Hawaii election campaign fund under section 11-221, a candidate
22 shall in writing:



- 1 (1) Agree to obtain and furnish to the commission any
2 evidence of the campaign expenses of [~~such~~] the
3 candidate [~~which~~] that the commission may request;
- 4 (2) Agree to keep and furnish records, books, and other
5 information [~~which~~] that the commission may request;
6 and
- 7 (3) Agree to an audit and examination by the commission
8 under section 11-225 and to pay any amounts required
9 to be paid pursuant to that section.
- 10 (b) To be eligible to receive [~~payments pursuant to~~
11 ~~section 11-217,~~] partial public funding from the Hawaii election
12 campaign fund under section 11-221, a candidate shall certify to
13 the commission that:
- 14 (1) The candidate and all committees authorized by the
15 candidate shall not incur campaign expenses in excess
16 of the expenditure limitations imposed by section
17 11-209;
- 18 (2) The candidate has qualified to be on the election
19 ballot in a primary or general election;
- 20 (3) The candidate has filed a statement of intent to seek
21 qualifying campaign contributions. A contribution
22 received before the filing of a statement of intent to



1 seek partial public funds shall not be considered a
2 qualifying campaign contribution;

3 (4) The candidate or committee authorized by the candidate
4 has received the qualifying sum of private
5 contributions for the office sought by the candidate
6 as set forth in section 11-219; and

7 (5) The aggregate of contributions certified with respect
8 to any person under paragraph (4) does not exceed
9 \$100.

10 (c) Each candidate and candidate's committee in receipt of
11 qualifying campaign contributions [~~which~~] that may be taken into
12 account for purposes of partial public funding shall maintain,
13 on a form prescribed by the commission, records [~~which~~] that
14 show the date and amount of each qualifying campaign
15 contribution and the full name and mailing address of the person
16 making the contribution. The candidate and all committees
17 authorized by the candidate shall transmit to the commission all
18 reports with respect to these contributions that the commission
19 may require.

20 (d) No candidate certified for comprehensive public
21 funding under subpart shall be eligible for partial public
22 funding under this subpart in a given election period."



1 SECTION 9. Section 11-221, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§11-221 Entitlement to payments~~ partial payment
4 funding. (a) A candidate shall obtain the minimum amount of
5 qualifying campaign contributions set forth in section 11-219,
6 once for the election period. After the candidate obtains the
7 minimum amount of qualifying campaign contributions, the
8 candidate shall be entitled to receive for each election that
9 the candidate's name appears on the ballot:

10 (1) The minimum payment in an amount equal to the
11 qualifying campaign contributions; and

12 (2) Payments of \$1 for each \$1 of qualifying contributions
13 in excess of the minimum amount of qualifying
14 contributions;

15 provided that the candidate shall not receive more than the
16 maximum amount of partial public funds available to a candidate
17 pursuant to section 11-218; provided further that the candidate
18 shall not receive partial public funds for a primary election if
19 the candidate does not obtain the minimum amount of qualifying
20 contributions before the date of the primary election.



1 (b) A candidate shall have at least one other qualified
2 candidate as an opponent for the primary or general election to
3 receive partial public funds for that election."

4 SECTION 10. Section 11-222, Hawaii Revised Statutes, is
5 amended by amending the title and subsections (a) to (c) to read
6 as follows:

7 "**§11-222 Candidate funding; application~~[-]~~ for partial**
8 **public funds.** (a) Application forms for partial public funds
9 shall be adopted by the commission and shall provide for a sworn
10 statement by the candidate that the candidate has established
11 eligibility under section 11-220 to receive payments under
12 section 11-217. Each application shall be accompanied by a
13 qualifying campaign contribution statement or statements, and
14 shall be filed with the commission no later than thirty days
15 after the general election. Upon approval by the commission of
16 the application and qualifying contribution statement, the
17 commission shall direct the comptroller to distribute [~~matching~~]
18 partial public funds up to the maximum of the amount of partial
19 public funds to which the candidate is entitled.

20 [~~Public~~] Partial public funds shall be distributed by the
21 comptroller to each eligible candidate within twenty days from



1 the date of the candidate's initial application with the
2 commission.

3 (b) Each candidate in receipt of the qualifying sum of
4 campaign contributions established for the candidate's office
5 may apply to the commission for partial public funding after the
6 candidate has become a candidate in a primary or general
7 election.

8 (c) The commission shall make additional certifications
9 within two weeks after receiving an application and supplemental
10 contribution statement from an eligible candidate who requests
11 additional partial public funding pursuant to section 11-221."

12 SECTION 11. Section 11-223, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "**§11-223 Candidate funding; restrictions.** (a) Each
15 candidate who accepts partial public campaign funds under this
16 subpart shall be required to abide by the campaign spending
17 limits for the candidate's respective office as set forth in
18 section 11-209. Any candidate who exceeds the spending limits
19 for the candidate's respective office as set forth in section
20 11-209 shall immediately return all of the partial public
21 campaign funds the candidate has received to the Hawaii election
22 campaign fund.



1 (b) [~~Public~~] Partial public campaign funds provided under
2 this subpart shall only be used to:

3 (1) Defray campaign expenses incurred by and paid for an
4 eligible candidate or all committees authorized by
5 [~~such~~] the candidate; and

6 (2) Repay loans, the proceeds of which were used to defray
7 campaign expenses.

8 (c) No candidate or committee authorized by a candidate
9 shall be entitled to receive any partial public funds under this
10 subpart unless the candidate has qualified to have the
11 candidate's name on the election ballot in the election for
12 which funds are sought.

13 (d) In no event shall any candidate or campaign treasurer
14 in receipt of partial public campaign funds transfer any portion
15 of [~~such~~] those funds to another candidate for any primary,
16 special primary, special, or general election campaign.

17 (e) All partial public funds received under this subpart
18 shall be deposited in a financial institution designated to do
19 business in the State. No expenditures of any partial public
20 funds received under this subpart shall be made except by checks
21 drawn on [~~such~~] a checking account. The commission may require



1 ~~[such]~~ reports relating to the expenditure of ~~[such]~~ partial
2 public funds as it considers appropriate.

3 (f) Each candidate, on the deadline for filing of a final
4 report for any primary or general election, shall return all
5 unexpended partial public funds to the Hawaii election campaign
6 fund."

7 SECTION 12. Section 11-224, Hawaii Revised Statutes, is
8 amended to read as follows:

9 **"§11-224 Public funds; report required; return of funds.**

10 The campaign treasurer of ~~[the]~~ any candidate who receives
11 public funds under either the partial public funding program or
12 the comprehensive public funding for elections to the county
13 councils shall produce evidence to the commission no later than
14 twenty days after a primary election and no later than thirty
15 days after a general election that all public funds paid to the
16 candidate have been used as required by this subpart.

17 Should the commission determine that any part of the
18 partial public funds have been used for noncampaign or improper
19 expenses, it shall report ~~[such]~~ its finding to the attorney
20 general and shall order the candidate to return all or part of
21 the funds paid to that candidate for a primary or general



1 election. When partial public funds are returned, [~~they~~] the
2 funds shall be deposited in the Hawaii election campaign fund."

3 SECTION 13. Section 11-225, Hawaii Revised Statutes, is
4 amended as follows:

5 1. By amending the title and subsection (a) to read:

6 "**§11-225 Public funds; examination and audit; payments~~[-];~~**
7 **penalties.** (a) Within sixty days after each general election,
8 the commission shall conduct an examination and audit of all
9 public funds received by [~~the~~] any candidate [~~and of~~] who
10 received public funds under either the partial public funding
11 program or the comprehensive public funding for elections to the
12 county councils, including the campaign contributions used for
13 purposes of qualifying for public funding under [~~this subpart~~
14 subparts B and _____, and the campaign expenses incurred by all
15 candidates who received [~~payments~~] public funding pursuant to
16 [~~section 11-217.~~] subparts B and _____."

17 2. By amending subsections (c), (d), (e), and (f) to read:

18 "(c) Should the commission determine that any partial
19 payment of public funds made to an eligible candidate pursuant
20 to section 11-221 was in excess of the aggregate amount of
21 payments to which [~~such~~] the candidate was entitled, the
22 commission shall notify [~~such~~] the candidate and [~~such~~] the



1 candidate shall pay to the Hawaii election campaign fund a sum
2 equal to the amount of excess payment.

3 (d) If the commission determines that any amount of any
4 partial public funds made to a candidate under section 11-217
5 was used for any improper purpose, the commission shall so
6 notify the candidate, and the candidate shall pay to the fund an
7 amount equal to three hundred per cent of such amount.

8 (e) Any candidate who has received partial public funds
9 under section 11-217 and who is convicted of violating any
10 provision of this subpart shall, upon notification by the
11 commission, pay to the Hawaii election campaign fund the full
12 amount of public funds received by [~~such~~] the candidate.

13 (f) No notification shall be made by the commission under
14 subsection (c) with respect to the payment of excess partial
15 public funds more than two years after the payment of [~~such~~] the
16 funds."

17 SECTION 14. Section 11-228, Hawaii Revised Statutes, is
18 amended as follows:

19 1. By amending subsection (a) to read:

20 "(a) In the performance of its required duties, the
21 commission may render a decision or issue an order affecting any
22 person violating [~~any provision of this~~] subpart B or or



1 section 281-22 that shall provide for the assessment of an
2 administrative fine in the manner prescribed as follows:

3 (1) If a natural person, an amount not to exceed \$1,000
4 for each occurrence or an amount equivalent to three
5 times the amount of an unlawful contribution or
6 expenditure, whichever is greater; or

7 (2) If a corporation, organization, association, or labor
8 union, it shall be punished by a fine not exceeding
9 \$1,000 for each occurrence; and

10 (3) Whenever a corporation, organization, association, or
11 labor union violates [~~this subpart,~~] subpart B or ,
12 the violation shall be deemed to be also that of the
13 individual directors, officers, or agents of the
14 corporation, organization, association, or labor
15 union, who have knowingly authorized, ordered, or done
16 any of the acts constituting the violation."

17 2. By amending subsection (e) to read:

18 "(e) Any person or the commission may sue for injunctive
19 relief to compel compliance with [~~this subpart,~~] subparts B and
20 _____."

21 SECTION 15. Section 11-229, Hawaii Revised Statutes, is
22 amended as follows:



1 1. By amending subsections (a) and (b) to read:

2 "(a) Any person who knowingly, intentionally, or
3 recklessly violates [~~any provision of this subpart~~] subpart B or
4 _____ shall be guilty of a misdemeanor. Any person who knowingly
5 or intentionally falsifies any report required by this subpart
6 with the intent to circumvent the law or deceive the commission
7 or who violates section 11-201 or 11-202 shall be guilty of a
8 class C felony. A person charged with a class C felony shall
9 not be eligible for a deferred acceptance of guilty plea or nolo
10 contendere plea under chapter 853. A person who is convicted
11 under this section shall be disqualified from holding elective
12 public office for a period of four years from the date of
13 conviction.

14 (b) For the purposes of prosecution for violation of [~~this~~
15 ~~subpart,~~] subpart B or _____, the offices of the attorney general
16 and the prosecuting attorney of the respective counties shall be
17 deemed to have concurrent jurisdiction to be exercised as
18 follows:

19 (1) Prosecution shall commence with a written request from
20 the commission or upon the issuance of an order of the
21 court; provided that prosecution may commence prior to



1 any proceeding initiated by the commission or final
2 determination;

3 (2) In the case of state offices, parties, or issues, the
4 attorney general or the prosecuting attorney for the
5 city and county of Honolulu shall prosecute any
6 violation; and

7 (3) In the case of all other offices, parties, or issues,
8 the attorney general or the prosecuting attorney for
9 the respective county shall prosecute any violation.

10 In the commission's choice of prosecuting agency, it shall
11 be guided by whether there will be any conflicting interest
12 between the agency and its appointive authority."

13 2. By amending subsection (d) to read:

14 "(d) Prosecution for violation of [~~any provision of this~~]
15 subpart B or _____ shall not be commenced after five years have
16 elapsed from the date of the violation or date of filing of the
17 report covering the period in which the violation occurred,
18 whichever is later."

19 SECTION 16. There is appropriated out of the general
20 revenues of the state of Hawaii the sum of \$ or so
21 much thereof as maybe necessary for fiscal year 2007-2008 for



1 deposit into the Hawaii election campaign fund established under
2 section 11-217, Hawaii Revised Statutes.

3 SECTION 17. There is appropriated out of the Hawaii
4 election campaign fund the sum of \$ or so much
5 thereof as may be necessary for fiscal year 2006-2007 for the
6 campaign spending commission to provide three additional staff
7 positions and other assistance to support comprehensive publicly
8 funded elections for any county council as follows:

- 9 (1) Two staff positions for computer analysis of campaign
10 contributions for auditing and monitoring and the
11 creation of an online digital filing system for
12 campaign spending reports for all candidates running
13 for any county council;
- 14 (2) One staff position to administer the comprehensive
15 public funding program; and
- 16 (3) Funding for the office of elections, or its designate,
17 to verify the qualifying contributions from registered
18 voters in a candidate's district.

19 The sum appropriated shall be expended by the department of
20 accounting and general services for the purposes of this Act.

21 SECTION 18. The campaign spending commission shall create
22 and publish all forms and receipts required as well as a



1 candidates' guide to the comprehensive public funding program
2 that shall include an explanation of rules and procedures
3 applicable to candidates. In addition to the reports required
4 by section 11-210, Hawaii Revised Statutes, the campaign
5 spending commission shall establish and provide administrative
6 and staff support to an independent, nonpartisan review
7 committee to undertake a substantive review of the functioning
8 of the comprehensive public funding program established under
9 this Act following each election in which the comprehensive
10 public funding option is used. The review committee shall
11 report to the legislature no later than twenty days prior to the
12 convening of the next regular session following each election
13 when the comprehensive public funding option is made available:

14 (1) Suggesting amendments to this Act that may address the
15 need to improve equalizing public funding to match
16 independent expenditures and any excess expenditures
17 of publicly funded and nonparticipating candidates;

18 (2) Suggesting amendments to this Act that will extend
19 publicly funded campaigns to other state and county
20 elections;

21 (3) Providing a summary and evaluation of the commission's
22 activities and recommendations to enhance the



1 effective and timely administration and enforcement of
2 this Act; and

3 (4) Providing an examination of mechanisms for increasing
4 revenues of the Hawaii election campaign fund,
5 including methods used in other states.

6 The legislative reference bureau shall assist the campaign
7 spending commission in drafting any proposed amendments to this
8 Act.

9 SECTION 19. In codifying the new sections added by section
10 2 of this Act, the revisor of statutes shall substitute
11 appropriate section numbers for the letters used in designating
12 the new sections in this Act.

13 SECTION 20. If any provision of this Act, or the
14 application thereof to any person or circumstance is held
15 invalid, the invalidity does not affect other provisions or
16 applications of the Act, which can be given effect without the
17 invalid provision or application, and to this end the provisions
18 of this Act are severable.

19 SECTION 21. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 22. This Act shall take effect on January 1, 2112.



Report Title:

Campaign Spending; Public Funding

Description:

Creates comprehensive public funding for elections to any county council; establishes qualifications, limitations on funding and use of funds, reporting requirements, and amends chapter 11, part XII, to reflect changes. (HB661 HD1)

