A BILL FOR AN ACT

RELATING TO CAMPAIGN CONTRIBUTIONS.

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

1 Section 11-205.5, Hawaii Revised Statutes, is 2 amended to read as follows: 3 "§11-205.5 Campaign contributions by state and county 4 contractors [-], subcontractors, and contract bidders. 5 shall be unlawful for the person who enters into any contract 6 with the State, any of its counties, or any department or agency 7 thereof, or any person who is subcontracted under that contract, 8 either for the rendition of personal services, the buying of 9 property, or furnishing any material, supplies, or equipment to 10 the State, any of its counties, department or agency thereof, or 11 for selling any land or building to the State, any of its 12 counties, or any department or agency thereof, if payment for 13 the performance of the contract or payment for material, 14 supplies, equipment, land, property, or building is to be made 15 in whole or in part from funds appropriated by the legislative 16 body, at any time between the execution of the contract through **17** the completion of the contract, to:

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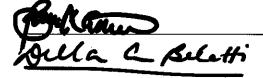
Ţ	(1)	Directly or indirectly make any contribution or to
2		promise expressly or impliedly to make any
3		contribution to any political party, committee, or
4		candidate or to any person for any political purpose
5		or use; or
6	(2)	Knowingly solicit any contribution from any person for
7		any purpose during any period.
8	<u>(b)</u>	It shall be unlawful, from the time a solicitation is
9	issued un	der sections 103D-302, 103D-304, 103D-305, 103D-306,
10	and 103D-307 until a contract is entered into, for a person who	
11	submits an offer for a solicitation to:	
12	(1)	Directly or indirectly make any contribution or to
13		promise expressly or impliedly to make any
14		contribution to any political party, committee, or
15		candidate or to any person for any political purpose
16		or use; or
17	(2)	Knowingly solicit any contribution from any person for
18		any purpose during any period.
19	[-(b) -	(c) This section does not prohibit or make unlawful
20	the establishment or administration of, or the solicitation of	
21	contributions to, any separate segregated fund by any state or	
22	national bank, corporation, or labor organization for the	
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- 1 purpose of influencing the nomination for election or the
- 2 election of any person to office; provided that the commission
- 3 shall by rule establish contribution limits for limited
- 4 liability companies as defined in section 428-101, limited
- 5 liability partnerships as defined in section 425-101, and
- 6 limited liability limited partnerships as defined in section
- 7 425E-102. Sole proprietors subject to this section shall comply
- 8 with applicable campaign contribution limits in section 11-204.
- 9 [(c)] (d) For purposes of this section, "completion of the
- 10 contract" means that the parties to the government contract have
- 11 either terminated the contract prior to completion of
- 12 performance or fully performed the duties and obligations under
- 13 the contract, no disputes relating to the performance and
- 14 payment remain under the contract, and all disputed claims have
- 15 been adjudicated and are final."
- 16 SECTION 2. This Act does not affect rights and duties that
- 17 matured, penalties that were incurred, and proceedings that were
- 18 begun before its effective date.
- 19 SECTION 3. New statutory material is underscored.
- 20 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:





JAN 2 0 2010

Report Title:

Campaign Contributions; State Contracts

Description:

Makes it unlawful for a person soliciting for a state contract from making campaign contributions and also includes subcontractors to a state contract in the prohibition of campaign contributions to a political party, committee, or candidate.

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