
A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

1 SECTION 1. The purpose of this Act is to establish a
2 public funding program for elections to the state senate and
3 house of representatives, to begin with the 2016 election cycle.

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 is a candidate as
14 defined in section 11-302 who seeks nomination for election or
15 seeks election to the state senate or the state house of
16 representatives.



1 "Certification for public funding" means the decision by
2 the commission that a candidate is certified to receive public
3 funding in accordance with this subpart.

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

8 "Contested election" means, in a primary election, a
9 certified candidate is opposed by one or more candidates for
10 nomination and, in a general election, the certified candidate
11 is opposed by one or more candidates for election to office.

12 "Declaration of intent to seek public funding" means the
13 form completed by a candidate seeking public funding under this
14 subpart, the filing of which triggers the candidate's ability to
15 begin raising and spending seed money contributions and
16 collecting qualifying names and contributions.

17 "District" means the respective senatorial or
18 representative district from which the candidate seeks election.

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



1 "Public funding" or "public funds" means campaign funds
2 from the Hawaii election campaign fund under section 11-421,
3 received by a certified candidate pursuant to this subpart.

4 "Qualifying contribution" means a monetary contribution
5 made to a candidate who has filed a declaration of intent to
6 seek public funding or the candidate's committee for the
7 purposes of meeting the application criteria of section 11-F and
8 that is made in cash or in the form of a check or a money order
9 payable to the Hawaii election campaign fund and accompanied by
10 the contributor's printed name, residence address, and signature
11 affirming and acknowledging that the contribution was made from
12 the contributor's personal funds, that nothing of value was
13 received in exchange for the qualifying name and contribution,
14 and that violation of the public funding law may result in an
15 administrative fine or criminal prosecution.

16 "Qualifying period" means the period beginning on July 1 in
17 the year prior to the general election year and ending on
18 December 31 in the year prior to the general election year or
19 ending upon the candidate's filing of the application for
20 certification for public funding, whichever shall come first,
21 during which a candidate or a candidate's committee may collect



1 qualifying names and qualifying contributions to qualify for
2 public funding under this subpart; provided that the commission
3 has determined pursuant to section 11-R that the Hawaii election
4 campaign fund has sufficient funds to make payments to publicly
5 funded candidates during the election period.

6 "Seed money" means contributions made to a candidate or a
7 candidate's committee by an individual in accordance with
8 section 11-E and expended for the purpose of determining
9 campaign viability.

10 "Surplus campaign funds" means any campaign contributions
11 not spent during a prior election period by a candidate or a
12 candidate's committee who previously sought election as a
13 privately-funded candidate.

14 **§11-B Applicability.** This subpart shall apply to
15 elections for the office of state senator and representative.

16 **§11-C Qualifications for public funding for state senator**
17 **or representative candidates.** A candidate may seek public
18 funding under this subpart if the candidate or the candidate's
19 committee, as applicable:

20 (1) Resides in the district from which election is sought
21 as of the date of the filing of nomination papers for



- 1 the primary election in the general election year in
2 which the candidate seeks to be nominated or elected;
- 3 (2) Is a registered voter in the district from which
4 election is sought;
- 5 (3) Files a declaration of intent to seek public funding
6 with the commission between July 1 of the year prior
7 to the election year and December 31 in the year prior
8 to the general election year;
- 9 (4) Collects qualifying names and contributions in
10 accordance with section 11-F;
- 11 (5) Accepts only the following contributions upon filing a
12 declaration of intent to seek public funding:
13 (A) Seed money contributions; and
14 (B) Qualifying contributions; and
- 15 (6) Files an application for certification for public
16 funding with the commission by December 31 of the year
17 prior to the general election year.

18 §11-D Campaign finance requirements. Candidates and
19 candidate's committees shall comply with all registration,
20 reporting, contribution, expenditure, and disclosure



1 requirements under this chapter, in addition to any requirements
2 established under this subpart.

3 **§11-E Seed money contributions; limitations on use of seed**
4 **money; penalties.** (a) The use of seed money shall be limited
5 to expenditures necessary to determine whether sufficient
6 support exists for a candidate to run for office as a publicly-
7 funded candidate.

8 (b) The amount of seed money received, expended, or both,
9 by a candidate seeking eligibility for public funding under this
10 subpart of the candidate's committee shall not exceed \$3,000,
11 which shall include any personal funds, surplus campaign funds,
12 or contributions received from individuals that the candidate or
13 the candidate committee may choose to use.

14 (c) A candidate seeking eligibility for public funding or
15 a candidate's committee shall not accept contributions of seed
16 money from any individual whose contributions are prohibited
17 under subpart E. All contributors whose seed money has been
18 accepted shall be issued a receipt by the candidate or the
19 candidate's committee in a form prescribed by the commission
20 pursuant to 11-Q.



1 (d) Seed money shall not be collected or expended after
2 the candidate has been certified as a publicly-funded candidate
3 by the commission pursuant to 11-G.

4 (e) Any seed money contributions accepted in excess of
5 \$3,000 shall be deducted from the amount of public funding
6 provided to the certified candidate if the certified candidate
7 does not donate the unspent seed money to the Hawaii election
8 campaign fund.

9 (f) A certified candidate who has surplus campaign funds
10 from a previous election and the certified candidate's committee
11 are prohibited from using those funds for anything other than
12 in-office constituent communications pursuant to section 11-L
13 and seed money pursuant to this section; provided that the seed
14 money and surplus campaign funds for the purposes of this
15 section shall not exceed \$3,000 in the aggregate. Any remaining
16 surplus campaign funds shall be frozen and maintained in a
17 separate depository account from that established for the public
18 funds under section 11-N. The candidate and the candidate's
19 committee shall continue to file reports on the surplus campaign
20 funds in accordance with subpart D and as otherwise may be
21 required by the commission.



1 §11-F Application for public funds; qualifying names;
2 qualifying contributions. (a) Candidates seeking certification
3 for public funding under this subpart shall submit an
4 application for certification that contains:

5 (1) For state senate candidates, at least four hundred
6 qualifying names accompanied by a qualifying
7 contribution of \$5, in the same name, and for state
8 representative candidates, at least two hundred
9 qualifying names accompanied by a qualifying
10 contribution of \$5, in the same name; and

11 (2) Each contributor's printed name, residence address,
12 and signature affirming and acknowledging that the
13 contribution was made from the contributor's personal
14 funds, that nothing of value was received in exchange
15 for the qualifying name and contribution, and that
16 violation of the public funding law may result in an
17 administrative fine or criminal prosecution.

18 (b) To be counted as a qualifying name and accompanying
19 contribution, the name and contribution shall be from an
20 individual who is a registered voter and who resides within the
21 respective senatorial or representative district from which the



1 candidate seeks nomination or election at the time the
2 contribution is given. Nothing of value shall be given to the
3 individual in exchange for the qualifying name and accompanying
4 contribution.

5 (c) No qualifying name and accompanying contribution shall
6 be collected prior to a candidate filing a declaration of intent
7 to seek public funding with the commission.

8 (d) No qualifying name and accompanying contribution shall
9 be collected by:

10 (1) An individual paid by a candidate or candidate
11 committee to solicit qualifying names; or

12 (2) An individual employed by a political party defined in
13 section 11-61 who is paid to solicit qualifying names.

14 (e) Candidates shall provide receipts for qualifying
15 contributions in a form prescribed by the commission pursuant to
16 section 11-Q.

17 (f) All qualifying contributions collected by a candidate
18 or a candidate's committee, whether or not the candidate is
19 certified, shall be deposited into the Hawaii election campaign
20 fund. Any moneys received above the required minimum qualifying



1 amount shall be retained by the commission for the purposes of
2 the Hawaii election campaign fund.

3 (g) The candidate's application for certification for
4 public funding shall be submitted to the commission by December
5 31 of the year prior to the general election year and shall be
6 signed by the candidate and the candidate's campaign treasurer
7 under penalty of perjury. The application shall contain any
8 other information deemed necessary and appropriate by the
9 commission.

10 **§11-G Certification of qualification for public funds.**

11 (a) The commission, in coordination with the clerk for the
12 county that includes the district from which election is sought,
13 shall verify that the minimum required qualifying names and
14 qualifying contributions were received from registered voters in
15 the district from which the candidate seeks office, that the
16 candidate resides in the district from which election is sought
17 as of the date of the filing of nomination papers, and that the
18 candidate is a registered voter in the district from which
19 election is sought. The clerk for the county that includes the
20 district from which election is sought shall provide to the
21 commission any information needed to make the verification,



1 including the names, addresses, and signatures of registered
2 voters in that district.

3 (b) The commission shall issue a decision to certify or
4 deny certification of a candidate as a publicly-funded candidate
5 within ten business days following receipt of the candidate's
6 completed application for certification for the receipt of
7 public funds.

8 (c) Initial certification and all determinations by the
9 commission under this section are final and conclusive, except
10 to the extent that they are subject to examination and audit by
11 the commission under section 11-434.

12 **§11-H Public funds to be distributed to a certified**
13 **candidate.** (a) Each certified candidate pursuant to this
14 subpart for the office of state senator or representative shall
15 receive the amount calculated pursuant to paragraph (1) divided
16 by the number calculated pursuant to paragraph (2):

17 (1) The total amount of expenditures of winners statewide
18 for the office of state senator or representative, as
19 applicable, in the previous election period, less the
20 sum of the expenditures of the three winners statewide
21 for the state senator or representative, as



1 applicable, with the highest amounts of expenditures
2 and the expenditures of the three winners statewide
3 for the state senator or representative, as
4 applicable, with the lowest amounts of expenditures in
5 the respective election in the previous election
6 period; and

7 (2) The total number of persons who won statewide for the
8 state senator or representative, as applicable, in the
9 respective election in the previous election period,
10 less six persons.

11 (b) Upon the commission's approval of the application for
12 certification for public funding, the commission shall direct
13 the comptroller to distribute the public funds in the amount
14 allowed pursuant to this section from the Hawaii election
15 campaign fund by check or, when possible, by an automatic
16 transfer of funds. Public funds shall be distributed to the
17 candidate within twenty days of the date that the candidate's
18 initial application is approved by the commission; provided the
19 candidate has submitted proof of filing nomination papers to the
20 commission.



1 (c) The commission shall be under no obligation to provide
2 public moneys to a candidate under this subpart if moneys in the
3 Hawaii election campaign fund are near depletion as determined
4 by the commission pursuant to section 11-R.

5 **§11-I Contributions and expenditures; penalties.** (a) A
6 certified candidate and the certified candidate's committee
7 shall comply with the following restrictions on contributions
8 and expenditures:

9 (1) Upon certification for public funding and until the
10 general election, a certified candidate and the
11 certified candidate's committee shall not accept for
12 use in the campaign:

13 (A) Contributions from any person, except as
14 permitted by sections 11-J and 11-L(c);

15 (B) Loans from any person, including a certified
16 candidate;

17 (C) Contributions from political parties; and

18 (D) Any campaign material purchased or held from a
19 date prior to filing the declaration of intent to
20 seek public funds; and



1 (2) Upon certification for public funding and until the
2 end of the general election, a certified candidate and
3 the candidate's committee shall not expend for
4 campaign purposes:

5 (A) Any money except public funds issued by the
6 commission, and as permitted by sections 11-J and
7 11-L(c);

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

10 (C) Public funds outside the applicable campaign
11 period.

12 (b) A certified candidate and the certified candidate's
13 committee who accepts contributions in violation of this section
14 shall be subject to a fine equal to three times the public
15 funding received, in addition to any other action, fines, or
16 prosecution under section 11-P and subpart I, or any provision
17 of the Hawaii penal code.

18 (c) Except as permitted in sections 11-J and 11-L, a
19 certified candidate and the certified candidate's committee who
20 makes expenditures of more than one hundred per cent of the
21 public funds allocated to the candidate shall pay to the Hawaii



1 election campaign fund an amount equal to three times the excess
2 expenditures, in addition to any other action, fines, or
3 prosecution under section 11-P, subpart I, or any provision of
4 the Hawaii penal code.

5 **§11-J Supplemental contributions.** Upon certification for
6 public funding and until the general election, a certified
7 candidate and certified candidate's committee may accept
8 supplemental contributions; provided that the contributions
9 shall not exceed \$50 per person from individuals who reside in
10 the State and are not from any individual whose contributions
11 are prohibited under subpart E. For each contribution accepted
12 pursuant to this section, the certified candidate or the
13 certified candidate's committee shall issue a receipt to the
14 contributor.

15 **§11-K Publicly-funded candidate; reporting.** (a) A
16 certified candidate and the certified candidate's committee
17 shall furnish to the commission complete campaign records,
18 including all records of seed money contributions, qualifying
19 contributions, surplus campaign fund contributions, supplemental
20 contributions, and expenditures. A certified candidate and the



1 certified candidate's committee shall fully cooperate with any
2 audit or examination by the commission.

3 (b) The reporting requirements for certified candidates
4 and certified candidates' committees under this subpart or that
5 may be required by the commission shall be in addition to any
6 other reporting requirements under this part.

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

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

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

17 (1) January 31 of an election year; and

18 (2) April 30 of an election year.

19 (f) Each report shall be current through:

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



- 1 (2) The three-month period ending on March 31 for the
2 report filed on April 30.
- 3 (g) The seed money reports shall include:
- 4 (1) The candidate's committee's name and address;
- 5 (2) The amount of cash on hand at the beginning of the
6 reporting period;
- 7 (3) The reporting period and aggregate total for each of
8 the following categories:
- 9 (A) Contributions;
- 10 (B) Expenditures; and
- 11 (C) Other receipts; and
- 12 (4) The cash on hand at the end of the reporting period.
- 13 (h) Schedules filed with the seed money reports shall also
14 include:
- 15 (1) The amount and date of deposit of each contribution
16 and the name and address of each contributor who makes
17 contributions aggregating more than \$100 in an
18 election period; provided that if all the information
19 is not on file, the contribution shall be returned to
20 the contributor within thirty days of deposit;



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

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

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



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

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

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

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

13 (b) A certified candidate who is elected to the office
14 sought, and the candidate's committee, may carry over and expend
15 any surplus campaign funds up to \$4,000 to pay for in-office
16 constituent communications

17 (c) If the total surplus for a certified candidate who is
18 elected to office falls under \$4,000, subsection (d)
19 notwithstanding, the certified candidate and the certified
20 candidate's committee shall be allowed to raise the difference



1 with private contributions pursuant to subpart E; provided that
2 the contributions are received from an individual.

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

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

18 (f) A certified candidate who is successful in the primary
19 election may carry over any unexpended public funds to the
20 general election; provided that it is a contested election. If
21 it is not a contested election, the certified candidate and the



1 certified candidate's committee shall return all unexpended
2 public funds received by the certified candidate under this
3 subpart to the Hawaii election campaign fund within thirty days
4 after the primary election.

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

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

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

20 §11-N Deposit of, and access to, public funds. (a) All
21 public fund, seed money contributions, supplemental



1 contributions pursuant to section 11-J, and surplus campaign
2 fund contributions pursuant to section 11-L received by a
3 certified candidate and the certified candidate's committee
4 shall be deposited directly into a depository institution as
5 provided under section 11-351(a) and accessed through the use of
6 debit cards and bank checks. No expenditure of public funds
7 received under this subpart shall be made except by debit cards
8 or checks drawn on such checking account.

9 (b) All reports required under subpart D and this subpart
10 for financial disclosure shall include the most recent,
11 available bank statement from the financial depository holding
12 the public funds, as attested to by the candidate's committee.

13 **§11-0 Deposit of money into the Hawaii election campaign**
14 **fund.** The following moneys shall be deposited into the Hawaii
15 election campaign fund established under section 11-421:

- 16 (1) Appropriations made by the legislature for the
17 purposes of this subpart;
- 18 (2) Seed money contributions in excess of \$3,000;
- 19 (3) Qualifying contributions, including any excess
20 qualifying contributions;



- 1 (4) Unspent public funds returned to any certified
2 candidate under this subpart, minus any surplus
3 campaign funds up to \$4,000 pursuant to section 11-L
4 for certified candidates who are elected to office;
- 5 (5) Fines levied by the commission for violation of this
6 subpart; and
- 7 (6) Voluntary donations made for the purposes of this
8 subpart.

9 **§11-P Violations; penalties.** Any candidate or candidate's
10 committee who misrepresents material facts to the commission in
11 order to qualify for or receive public funding shall:

- 12 (1) Have the candidate's certification for public funding
13 revoked. Upon revocation of certification, the
14 certified candidate and the certified candidate's
15 committee shall repay all public funds received within
16 ten business days to the Hawaii election campaign
17 fund; 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 11-410 and 11-412 and the Hawaii
21 penal code.



1 **§11-Q Forms; receipts; candidate guide.** The campaign
2 spending commission shall create and publish all forms and
3 receipts required as well as a candidates' guide to the public
4 funding program that shall include an explanation of rules and
5 procedures applicable to candidates.

6 **§11-R Sufficiency of funding for comprehensive public**
7 **funding.** On July 1 of each odd-numbered year before a general
8 election year, the commission shall determine whether there is a
9 minimum of \$3,500,000 in the Hawaii election campaign fund
10 established under section 11-421 to certify candidates during
11 the next election and provide funding for the comprehensive
12 public funding for elections authorized under this subpart.

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

19 SECTION 3. Chapter 11, Hawaii Revised Statutes, is amended
20 by adding a new section to subpart J of part XIII to be
21 appropriately designated and to read as follows:



1 "§11- Applicability to elections for state legislative
2 office. No provision of this subpart shall apply to any
3 election to the state senate or house of representatives except
4 as expressly provided in subpart of part XIII."

5 SECTION 4. Section 11-421, Hawaii Revised Statutes, is
6 amended by amending subsections (b) and (c) to read as follows:

7 "(b) The fund shall consist of:

8 (1) All moneys collected from persons who have designated
9 a portion of their income tax liability to the fund as
10 provided in section 235-102.5(a);

11 (2) Any general fund appropriations; [~~and~~]

12 (3) All moneys designated for deposit into the fund
13 pursuant to section 11-0; and

14 [~~(3)~~] (4) Other moneys collected pursuant to this part.

15 (c) Moneys in the fund shall be paid to candidates by the
16 comptroller as prescribed in [~~section~~] sections 11-431 and 11-
17 H(b) and may be used for the commission's operating expenses,
18 including staff salaries and fringe benefits."

19 SECTION 5. Section 11-423, Hawaii Revised Statutes, is
20 amended by amending subsection (d) to read as follows:



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

- 10 (1) For the office of governor - \$2.50;
- 11 (2) For the office of lieutenant governor - \$1.40;
- 12 (3) For the office of mayor - \$2.00;
- 13 (4) For the offices of [~~state senator, state~~
14 ~~representative,~~] county council member[~~7~~] and
15 prosecuting attorney - \$1.40; and
- 16 (5) For all other offices, excluding the offices of state
17 senator and representative - 20 cents."

18 SECTION 6. Section 11-425, Hawaii Revised Statutes, is
19 amended as follows:

- 20 1. By amending subsection (b) to read:



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

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

7 "(d) For all other offices, excluding the offices of state
8 senator and representative, the maximum amount of public funds
9 available to a candidate shall not exceed \$100 in any election
10 year."

11 SECTION 7. Section 11-429, Hawaii Revised Statutes, is
12 amended by amending subsection (a) to read as follows:

13 "(a) As a condition of receiving public funds for a
14 primary or general election, a candidate shall not be unopposed
15 in any election from which public funds are sought, shall have
16 filed an affidavit with the commission pursuant to section
17 11-423 to voluntarily limit the candidate's campaign
18 expenditures, and shall be in receipt of the following sum of
19 qualifying contributions from individual residents of Hawaii:

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



- 1 (2) For the office of lieutenant governor – qualifying
- 2 contributions that in the aggregate exceed \$50,000;
- 3 (3) For the office of mayor for each respective county:
- 4 (A) City and County of Honolulu – qualifying
- 5 contributions that in the aggregate exceed
- 6 \$50,000;
- 7 (B) County of Hawaii – qualifying contributions that
- 8 in the aggregate exceed \$15,000;
- 9 (C) County of Maui – qualifying contributions that in
- 10 the aggregate exceed \$10,000; and
- 11 (D) County of Kauai – qualifying contributions that
- 12 in the aggregate exceed \$5,000;
- 13 (4) For the office of prosecuting attorney for each
- 14 respective county:
- 15 (A) City and County of Honolulu – qualifying
- 16 contributions that in the aggregate exceed
- 17 \$30,000;
- 18 (B) County of Hawaii – qualifying contributions that
- 19 in the aggregate exceed \$10,000; and
- 20 (C) County of Kauai – qualifying contributions that
- 21 in the aggregate exceed \$5,000;



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



1 SECTION 8. Section 11-431, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

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

12 SECTION 9. The campaign spending commission shall submit a
13 report of its findings and recommendations, including any
14 proposed legislation, to the legislature not later than twenty
15 days prior to the convening of the regular session of 2016 on
16 further statutory amendments to facilitate the implementation of
17 this Act.

18 SECTION 10. There is appropriated out of the general
19 revenues of the State of Hawaii the sum of \$ or so
20 much thereof as may be necessary for fiscal year 2015-2016 and
21 the same sum or so much thereof as may be necessary for fiscal



1 year 2016-2017 for deposit into the Hawaii election campaign
2 fund under section 11-421, Hawaii Revised Statutes.

3 The sums appropriated shall be disbursed by the campaign
4 spending commission consistent with chapter 11, part XIII,
5 subpart , Hawaii Revised Statutes, and the purposes of this
6 Act.

7 SECTION 11. There is appropriated out of the Hawaii
8 election campaign fund under section 11-421, Hawaii Revised
9 Statutes, the sum of \$ or so much thereof as may be
10 necessary for fiscal year 2015-2016 and the same sum or so much
11 thereof as may be necessary for fiscal year 2016-2017 in
12 preparing for the public funding of candidates in elections
13 taking place in 2016, including (FTE) full-time,
14 temporary positions.

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

17 SECTION 12. In codifying the new sections added by section
18 2 of this Act, the revisor of statutes shall substitute
19 appropriate section numbers for the letters used in designating
20 the new sections in this Act.



1 SECTION 13. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 14. This Act shall take effect on July 1, 2015.



Report Title:

Campaign Spending Commission; Comprehensive Public Funding;
Appropriation

Description:

Creates program for comprehensive public funding of candidates for the offices of state senator and representative. Repeals the eligibility of candidates for the offices of state senator and representative for public funds under the existing partial public financing program. Appropriates funds to the campaign spending commission to prepare for the comprehensive public funding program in 2016, including staff support. (HD1)

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

