

JAN 23 2015

A BILL FOR AN ACT

RELATING TO ETHICS TRAINING.

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

SECTION 1. Chapter 84, Hawaii Revised Statutes, is amended by adding a new section to part V to be appropriately designated and to read as follows:

"§84- Definitions. As used in this part, unless the context requires otherwise:

"Ethics training" means education and training in the ethics laws set forth in this chapter."

SECTION 2. Section 84-41, Hawaii Revised Statutes, is amended to read as follows:

"§84-41 Applicability of part. This part applies to [legislators, members of the board of education, trustees of the office of Hawaiian affairs, the governor, the lieutenant governor, and executive department heads and deputies. This part does not apply to any other officer or employee of the State.] all persons required to file a financial disclosure statement pursuant to section 84-17(d); all members of a board, as defined in section 92-2; state employees responsible for



1 procurement; state employees who administer state contracts; and
2 state employees who regulate or inspect private organizations."

3 SECTION 3. Section 84-42, Hawaii Revised Statutes, is
4 amended to read as follows:

5 " ~~[+] §84-42 [.]~~ **Mandatory ethics training course.** (a) All
6 ~~[state officers and employees]~~ persons enumerated in section
7 84-41 shall complete ~~[an]~~ a course in ethics training ~~[course]~~,
8 as defined in section 84- , administered by the state ethics
9 commission as provided in this part~~[. For the purposes of this~~
10 ~~part, "ethics training" includes education and training in:~~

11 ~~(1) The ethics laws set forth in this chapter; and~~
12 ~~(2) The lobbying laws set forth in chapter 97.]~~ , within
13 thirty days of taking office or an employee's first day of
14 employment, and once every four years thereafter.

15 (b) All persons who are required to file a financial
16 disclosure statement pursuant to section 84-17(d) shall attend
17 an ethics training course in person.

18 (c) All members of a board, as defined in section 92-2,
19 and not included in section 84-17(d); state employees
20 responsible for procurement; state employees who administer
21 state contracts; and state employees who regulate or inspect



1 private organizations shall complete an online ethics training
2 course."

3 SECTION 4. Section 84-43, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "[+]§84-43[+] **Ethics training course.** (a) The state
6 ethics commission shall establish, design, supervise, and
7 conduct in-person and online ethics training courses, designed
8 specifically for the ~~[officers and employees]~~ persons to whom
9 this part applies.

10 (b) The ethics training course shall include:

11 (1) Explanations and discussions of the ethics laws,
12 administrative rules, ~~[and]~~ relevant internal
13 policies~~[+]~~, and consequences for violations of ethics
14 laws;

15 (2) Additional information and clarification regarding
16 standards of conduct; compensation, gifts, and other
17 items of value; prohibited representations; conflicts
18 of interest; campaign and political activity
19 restrictions; contracts; disclosure of confidential
20 information; and abuse of office;

21 ~~[+2+]~~ (3) Specific technical and legal requirements;



1 ~~[(+3)]~~ (4) The underlying purposes and principles of ethics
2 laws;

3 ~~[(+4)]~~ (5) Examples of practical application of the laws and
4 principles; and

5 ~~[(+5)]~~ (6) A question-and-answer ~~[participatory]~~ segment
6 regarding common problems and situations.

7 The state ethics commission shall develop the methods and
8 prepare any materials necessary to establish, implement, and
9 administer the ethics training course.

10 (c) The state ethics commission shall:

11 (1) ~~[Administer the]~~ Develop, implement, and administer an
12 ethics training course;

13 (2) Designate those of its legal staff who are to conduct
14 the in-person ethics training course; and

15 (3) Notify each ~~[officer or employee]~~ person enumerated in
16 section 84-41 that their in-person attendance in this
17 course or online completion of this course, as
18 applicable, is mandatory.

19 (d) The in-person and online ethics training ~~[course]~~
20 courses shall ~~[be held in January of each year for those who~~
21 ~~have not attended the course previously. The course shall last~~



~~+(f)+~~ (e) Each state agency shall provide to the state ethics commission the names of those required to take the course ~~[in a timely manner and assist the commission by providing adequate meeting facilities for the ethics training course.]~~ and provide each person enumerated in section 84-41 with sufficient time to comply with the requirements of section 84-42."

SECTION 6. This Act shall take effect on July 1, 2016.

Ernesto Chum Cabello

Amos Meradith
 June 1884
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 Ross R.
 Will Geo
 Breene Hunt

S.B. NO. 290

Report Title:

State Ethics Commission; Mandatory Online and In-person Ethics Training Course; Public Officials; Employees

Description:

Requires the state ethics commission to offer a more comprehensive ethics training course that is to be completed by persons subject to section 84-41, HRS, within thirty days of taking office or starting employment and once every four years thereafter. Requires all persons required to file a financial disclosure statement pursuant to section 84-17(d), HRS, to attend an in-person ethics course and all members of a board, as defined in section 92-2 and not included in section 84-17(d); state employees responsible for procurement; state employees who administer state contracts; and state employees who regulate or inspect private organizations to complete an online ethics course. Takes effect on July 1, 2016.

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

