

JAN 23 2015

A BILL FOR AN ACT

RELATING TO DISCLOSURES.

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

1 SECTION 1. Existing law requires members of boards and
2 commissions, among other persons, to file disclosures of
3 financial interests with the state ethics commission. These
4 financial disclosure statements help inform the public of
5 whether a board or commission member may have a potential
6 conflict of interest.

7 The legislature finds that in the interest of an informed
8 public, a copy of each board or commission member's financial
9 disclosure statement should be available to the governor, as
10 well as the other members and executive director of each
11 respective board or commission to enable them to determine if
12 any member may have a conflict of interest in voting on any
13 particular matter.

14 The purpose of this Act is to require the state ethics
15 commission to provide the governor, the executive director of
16 the applicable agency who is a member of the board or
17 commission, as well as every other member of the board or



1 commission, a copy of the most recent financial disclosure
2 statement of the current board or commission members.

3 SECTION 2. Section 84-17.5, Hawaii Revised Statutes, is
4 amended to read as follows:

5 **"§84-17.5 Disclosure files; disposition[-]; copy available**
6 **to governor, board or commission members, and executive**

7 **director.** (a) All financial disclosure statements filed by a
8 legislator, employee, or delegate to a constitutional convention
9 shall be maintained by the state ethics commission during the
10 term of office of the legislator, employee, or delegate and for
11 a period of six years thereafter. Upon the expiration of the
12 six-year period, the financial disclosure statement and all
13 copies thereof shall be destroyed.

14 (b) Upon the expiration of six years after an election for
15 which a candidate for state elective office or a constitutional
16 convention has filed a financial disclosure statement, the state
17 ethics commission shall destroy the candidate's financial
18 disclosure statement and all copies thereof.

19 (c) Financial disclosure statements provided for in
20 section 84-17(d) shall cease to be public records once the six-
21 year period in subsection (a) or (b) has run.



1 (d) Nothing herein shall bar the state ethics commission
2 from retaining a financial disclosure statement or copy of a
3 financial disclosure statement that has become part of a charge
4 case or advisory opinion request, or is part of an ongoing
5 investigation.

6 (e) The state ethics commission shall make available to
7 the governor, the executive director of the applicable agency
8 who is a member of the state board or commission, and every
9 other member of the board or commission, that is required to
10 file a disclosure of financial interests under section 84-17, a
11 copy of the current financial disclosure statement of current
12 members of that board or commission; provided that copies of any
13 financial disclosure statement made available pursuant to this
14 subsection shall be held in the strictest confidence at all
15 times.

16 Any person who releases financial disclosure statements or
17 confidential information contained therein shall be subject to
18 sections 84-31 and 84-39.

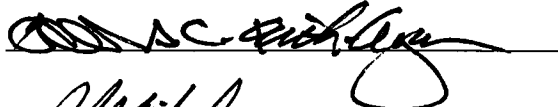


19 On the expiration date of a member's term of office, all
20 copies of that member's financial disclosure statement that were
21 made available to the governor, executive director, or other



1 members of the board or commission pursuant to this subsection
2 shall be destroyed by the governor, executive director, and
3 other members."

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

6 SECTION 4. This Act shall take effect upon its approval.
7

INTRODUCED BY: 





Report Title:

Boards and Commissions; Financial Disclosures; Conflicts of Interest

Description:

Requires the state ethics commission to provide a confidential copy of board and commission members' most recent financial disclosures to the governor, all other members of the filer's board or commission, and executive director. Requires the recipients of the disclosures to maintain the confidentiality of the disclosures.

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