

Honolulu, Hawaii

FEB 19 2015

RE: S.B. No. 363
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 363 entitled:

"A BILL FOR AN ACT RELATING TO PARTIAL PUBLIC FINANCING,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Amend the maximum amount of public funds available in each election to a candidate participating in the partial public funding program for the Office of Governor, Lieutenant Governor, or Mayor to not exceed fifty percent of the established expenditure limit for each election;
- (2) Increase the matching contribution amount from the State from \$1 for each \$1 of qualifying contributions to \$2 for each \$1 of qualifying contributions in excess of the minimum qualifying contribution amounts; and
- (3) Make an appropriation to increase funds available to candidates participating in the partial public funding program.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Common Cause Hawaii, League of Women Voters of Hawaii, Libertarian Party of Hawaii, and three individuals.



Your Committee finds that existing law provides a partial public funding program to allow candidates running for elective office to be awarded monies from the State for a campaign. To qualify, a candidate is required to raise a set minimal amount, which the State will match. However, the program has a low participation rate because it fails to provide sufficient financial incentives for candidates to adequately compete against candidates who receive campaign contributions from private sources and because the amount of money awarded to each qualifying candidate fails to reflect inflation and the rising cost of living. This measure assists in increasing partial public financing program participation by increasing the maximum amount of public funds available and the matching contribution amounts from the State.

Your Committee has amended this measure by:

- (1) Deleting the purpose section (section 1);
- (2) Deleting amendments to section 11-425(a), Hawaii Revised Statutes (HRS), and replacing them with amendments to section 11-425(b), HRS, to amend the maximum amount of public funds available in each election to a candidate for the office of state senator, state representative, or prosecuting attorney to not exceed fifty percent of the established expenditure limit for each election;
- (3) Amending the matching contribution amount from the State to an unspecified amount for each \$1 of qualifying contributions in excess of the minimum qualifying contribution amounts;
- (4) Inserting an effective date of January 7, 2059, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 363, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 363, S.D. 1, and be referred to the Committee on Ways and Means.



Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,



GILBERT S.C. KEITH-AGARAN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em;">SB 363</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em;">JDL, WAM</div>	Date: <div style="text-align: center; font-size: 1.2em;">2/10/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div> <input type="checkbox"/> Pass, unamended 2312 </div> <div> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div> <input type="checkbox"/> Hold 2310 </div> <div> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
ESPERO, Will	✓			
GABBARD, Mike				✓
IHARA, Jr., Les	✓			
THIELEN, Laura H.	✓			
SLOM, Sam			✓	
TOTAL	5		1	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div> Distribution: Original File with Committee Report </div> <div> Yellow Clerk's Office </div> <div> Pink Drafting Agency </div> <div> Goldenrod Committee File Copy </div> </div>				

*Only one measure per Record of Votes