
A BILL FOR AN ACT

RELATING TO THE ORDERS OF THE CAMPAIGN SPENDING COMMISSION.

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

1 SECTION 1. Section 11-410, Hawaii Revised Statutes, is
2 amended as follows:
3 1. By amending subsection (b) to read:
4 "(b) Any order for the assessment of an administrative
5 fine shall not be issued against a person without providing the
6 person written notice and an opportunity to be heard at a
7 hearing conducted under chapter 91. A person may waive these
8 rights by written stipulation or consent. These rights shall be
9 deemed waived if the order is a preliminary determination of
10 probable cause rendered during a meeting subject to the
11 requirements of chapter 92 pursuant to section 11-404 and the
12 person fails to request a contested case hearing within twenty
13 days of receipt of the preliminary determination, as provided in
14 section 11-405(b)."

15 2. By amending subsection (d) to read:
16 "(d) If the person to whom the commission's order is
17 directed does not comply with the order, the first circuit



1 court, upon application of the commission, shall issue an order
2 requiring the person to comply with the commission's order.
3 Failure to obey such a court order shall be punished as
4 contempt. In addition to initiating contempt proceedings, the
5 commission may file the commission's order in the first circuit
6 court to have the order confirmed as a judgment, which shall
7 then have the same force and effect and shall be enforceable and
8 collectible in the same manner as other judgments issued by the
9 circuit courts."

10 SECTION 2. New statutory material is underscored.

11 SECTION 3. This Act shall take effect on July 1, 2112.



S.B. NO. 399
S.D. 1
H.D. 1

Report Title:

Campaign Spending Commission Package; Orders; Enforcement of
Judgments; Fines

Description:

Provides that certain rights shall be deemed waived if a preliminary determination of probable cause is rendered during a meeting subject to the requirements of chapter 92, HRS, and the person fails to request a contested case hearing within twenty days of receipt of the preliminary determination. Allows the campaign spending commission to have an order confirmed as a judgment by the first circuit court, giving the order the same force and effect as any other judgment issued by the circuit courts. Effective 7/1/2112. (HD1)

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

