STAND. COM. REP. NO. 873

Honolulu, Hawaii MAR 05 / ²⁰²¹

RE: H.B. No. 671 H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 671, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS,"

begs leave to report as follows:

The purpose of this measure is to:

- Prohibit certain state officials and employees from representing certain private interests before the State for twelve months after termination from their respective state positions; and
- (2) Specify that the prohibition against disclosing any information not available to the public or using the information for personal gain or benefit applies even to those who were employed by the State for less than one hundred eighty-one days.

Your Committee received testimony in support of this measure from the Hawaii State Ethics Commission, Common Cause Hawaii, Young Progressives Demanding Action, and five individuals.

Your Committee finds that it is in the public interest to keep a distinct wall of separation between lobbyists and the State's elected officials and certain other government employees.



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However, your Committee further finds that this measure would expand the post-employment prohibition to members of certain boards and commissions. The majority of these members serve voluntarily and without compensation. Your Committee believes that imposing this additional restriction on board and commission members may make it more difficult to attract and recruit the most qualified individuals for service.

Accordingly, your Committee has amended this measure by deleting language that would have prohibited members and trustees of certain boards and commissions from representing certain private interests before the State for twelve months after termination from their respective state positions.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 671, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 671, H.D. 2.

> Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,

to be all

MARK M. NAKASHIMA, Chair



State of Hawaii House of Representatives The Thirty-first Legislature

HSCR873

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

	iittee Referral: R, JHA		Date: 2-2-4-21	
□ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Image: Pass, unamended (as is) Image: Pass, with amendments (HD) Image: Hold Image: Pass short form bill with HD to recommit for future public hearing (recommit) Image: Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)				
2. MATAYOSHI, Scot Z. (VC)			an a	
			ange e an	
3. ICHIYAMA, Linda	. An air ann an an air an a			
4. KOBAYASHI, Dale T.				
5 LoDDESTI Matthew S				
5. LoPRESTI, Matthew S.				
6. LOWEN, Nicole E.				
7. McKELVEY, Angus L.K.		an talan in tean na series et an dia di	<u>na pangangan</u> akan panaka	s (provid) og skale og skale for skale Neder skale for skale
8. NAKAMURA, Nadine K.		tunna (* 11. m. en en dat danimitidatain andar, en 233 en 18	al alia bitan bitan 1999 ang bitan kanana kanang sang	ti - · · · · · · · · · · · · · · · · · ·
9. TAKUMI, Roy M.	\checkmark			
	en e	n ma minimum na sa		
10. TODD, Chris				
11. TOKIOKA, James Kunane				
12 WARD Come				
12. WARD, Gene				
		·		
TOTAL (12)	10	X.	Q	Z
The recommendation is: Adopted Not Adopted If joint referral,				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				