

STAND. COM. REP. NO.

1214

Honolulu, Hawaii

MAR 25 2021

RE: H.B. No. 741  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B.  
No. 741, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO ETHICS,"

begs leave to report as follows:

The purpose and intent of this measure is to require certain  
Hawai'i State Ethics Commission records to be retained permanently.

Your Committee received testimony in support of this measure  
from Common Cause Hawai'i and eleven individuals. Your Committee  
received comments on this measure from the Hawai'i State Ethics  
Commission.

Your Committee finds that the maintenance of records by the  
Hawai'i State Ethics Commission is vital to transparency and  
integrity in state government. Your Committee further finds that  
the period of record maintenance should be increased in light of  
increased capacity for storing digital copies of records. Your  
Committee additionally finds, however, that maintaining all  
lobbying records in perpetuity will eventually place an undue  
burden on the storage capacity of the Hawai'i State Ethics  
Commission.

Accordingly, your Committee has amended this measure by:



- (1) Changing the retention period to six years;
- (2) Requiring records to be maintained, instead of preserved, for consistency with financial disclosure statutes; and
- (3) 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 that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 741, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 741, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.

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



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KARL RHOADS, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary**  
**JDC**

Bill / Resolution No.:* <b>HB 741, HD2</b>	Committee Referral: <b>JDC</b>	Date: <b>3/18/2021</b>		
<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;"> <span><input type="checkbox"/> Pass, unamended 2312</span> <span><input checked="" type="checkbox"/> Pass, with amendments 2311</span> <span><input type="checkbox"/> Hold 2310</span> <span><input type="checkbox"/> Recommit 2313</span> </div>				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	<b>7</b>	<b>0</b>	<b>0</b>	<b>0</b>
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <span><input checked="" type="checkbox"/> Adopted</span> <span><input type="checkbox"/> Not Adopted</span> </div>				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between;"> <div style="text-align: center;"> <b>Distribution:</b>              Original              File with Committee Report           </div> <div style="text-align: center;">             Yellow              Clerk's Office           </div> <div style="text-align: center;">             Pink              Drafting Agency           </div> <div style="text-align: center;">             Goldenrod              Committee File Copy           </div> </div>				

**\*Only one measure per Record of Votes**