STAND. COM. REP. NO. 750

Honolulu, Hawaii

MAR 0 4 2021

RE: S.B. No. 528 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 S.B. No. 528 entitled:

"A BILL FOR AN ACT RELATING TO POLITICAL ADVERTISEMENTS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- Require printed and electronic political advertising to prominently display candidate-approval language on each page; and
- (2) Increase the fine for violations.

Your Committee received testimony in support of this measure from Common Cause Hawaii and twelve individuals. Your Committee received comments on this measure from the Campaign Spending Commission.

Your Committee finds that pieces of advertising are frequently presented in such a way that their nature as advertisements is not obvious, and that this can be done with political advertising as well. Your Committee further finds that political advertising with multiple pages may contain the required candidate-approval language in a place or manner that is not immediately apparent to the viewer. Requiring candidate-approval language more frequently throughout a multi-page advertisement



will make its nature more apparent and increase transparency in political advertising.

Your Committee notes that political candidates occasionally release longer pieces of literature not directly related to politics, such as cookbooks, as part of their campaign, and that it is unlikely that candidate-approval language would be beneficial or necessary throughout such a piece of literature.

Your Committee has amended this measure by:

- Requiring political advertising to prominently display candidate-approval language only on each odd-numbered page;
- (2) Retaining existing fines for violations; 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 S.B. No. 528, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 528, S.D. 1, and be placed on the calendar for Third Reading.

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

KARL RHOADS, Chair



The Senate Thirty-First Legislature State of Hawaiʻi

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:*	Committee Referral:		[Date:	
SB528	JDL			2/23/21	
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended V Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR) Nay	Excused
RHOADS, Karl (C)					
KEOHOKALOLE, Jarrett (VC)		\checkmark			
ACASIO, Laura					
GABBARD, Mike		\checkmark			
KIM, Donna Mercado		\checkmark			
LEE, Chris					
FEVELLA, Kurt					
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TOTAL		6	1		_
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only <u>one</u> measure per Record of Votes