



GOV. MSG. NO. 1266

EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

June 27, 2022

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Thirty-First State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirty-First State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 27, 2022, the following bill was signed into law:

HB1475 HD1 SD1 CD1

RELATING TO MANDATORY ETHICS TRAINING.  
**ACT 165**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

Approved by the Governor

on JUN 27 2022  
HOUSE OF REPRESENTATIVES  
THIRTY-FIRST LEGISLATURE, 2022  
STATE OF HAWAII

**ACT 165**  
**H.B. NO.** 1475  
H.D. 1  
S.D. 1  
C.D. 1

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## A BILL FOR AN ACT

RELATING TO MANDATORY ETHICS TRAINING.

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

1           SECTION 1. The legislature finds that requiring all state  
2 legislators and employees to be aware of and knowledgeable about  
3 the state ethics code is in the best interests of the State.  
4 Regular training on the state ethics code will ensure that state  
5 legislators and employees are aware of current ethics laws and  
6 will increase the public's confidence in state government.

7           Accordingly, the purpose of this Act is to establish live  
8 and online ethics training courses to be designed and  
9 administered by the state ethics commission and make ethics  
10 training mandatory for all state legislators and employees.

11           SECTION 2. Section 84-42, Hawaii Revised Statutes, is  
12 amended to read as follows:

13           "~~[§]84-42[§]~~ **Mandatory ethics training course.** ~~[All~~  
14 ~~state officers and employees enumerated in section 84-41]~~ (a)  
15 Legislators, members of the board of education, trustees of the  
16 office of Hawaiian affairs, the governor, the lieutenant  
17 governor, executive department heads and deputies, and every



1 other person whose financial disclosure statement is a public  
2 record pursuant to section 84-17(d) shall complete [an] a live  
3 ethics training course administered by the state ethics  
4 commission [as provided in this part. For the purposes of this  
5 part, "ethics training" includes education and training in:

6 (1) The ethics laws set forth in this chapter; and  
7 (2) The lobbying laws set forth in chapter 97.] within  
8 ninety days of taking office and at least once every  
9 four years thereafter.

10 (b) All other employees shall complete either a live or an  
11 online ethics training course developed pursuant to section 84-  
12 43(c) and administered by the state ethics commission within  
13 ninety days of becoming an employee and at least once every four  
14 years thereafter."

15 SECTION 3. Section 84-43, Hawaii Revised Statutes, is  
16 amended to read as follows:

17 **"§84-43 Ethics training [~~course~~] courses; live and**  
18 **online.** (a) The state ethics commission shall establish,  
19 design, supervise, and conduct live and online ethics training  
20 courses for [~~the officers and employees to whom this part~~



1 ~~applies.]~~ all persons required to complete training under  
2 section 84-42.

3 (b) The live ethics training course may be conducted in  
4 person or via videoconference and shall include:

- 5 (1) Explanations and discussions of the ethics laws,  
6 administrative rules, and relevant internal policies;  
7 (2) Specific technical and legal requirements;  
8 (3) The underlying purposes and principles of ethics laws;  
9 (4) Examples of practical application of the laws and  
10 principles; and  
11 (5) A question-and-answer participatory segment regarding  
12 common problems and situations.

13 The state ethics commission shall develop the methods and  
14 prepare any materials necessary to implement the live ethics  
15 training course.

16 (c) The online ethics training course shall include  
17 explanations, discussions, and examples of the practical  
18 application of ethics laws and principles as the state ethics  
19 commission deems appropriate. The state ethics commission shall  
20 develop the methods and prepare any materials necessary to  
21 implement the online ethics training course, which may include



1 previously recorded ethics training courses originally conducted  
2 either in person or via videoconference and any other  
3 prerecorded material authorized by the state ethics commission.

4 ~~[-(e)]~~ (d) The state ethics commission shall:

5 (1) ~~[Administer]~~ Design and administer the live ethics  
6 training ~~[course]~~ courses;

7 (2) Designate those of its legal staff who are to conduct  
8 the live ethics training course; ~~[and]~~

9 (3) Notify each ~~[officer]~~ legislator or employee  
10 ~~[enumerated in section 84-41]~~, either directly or via  
11 the employee's employing agency, that their attendance  
12 or participation in [this] an applicable ethics  
13 training course is mandatory[-]; provided that a  
14 legislator's or employee's non-receipt of notice shall  
15 not be a defense to a charge concerning a violation of  
16 this chapter; and

17 (4) Design and administer the online ethics training  
18 course.

19 ~~[-(d)]~~ (e) The state ethics commission may repeat the live  
20 course as necessary to accommodate all persons who are required  
21 to attend.



1        ~~[(e)]~~ (f) Each state agency shall provide to the state  
2        ethics commission in a timely manner the names and electronic  
3        mail addresses of those persons required to take the applicable  
4        course ~~[in a timely manner]~~ and shall assist the commission by  
5        providing adequate meeting facilities, equipment, and technical  
6        support as needed for the ethics training ~~[course-]~~ courses."

7        SECTION 4. Section 84-41, Hawaii Revised Statutes, is  
8        repealed.

9        ~~["§84-41 Applicability of part. This part applies to~~  
10       ~~legislators, members of the board of education, trustees of the~~  
11       ~~office of Hawaiian affairs, the governor, the lieutenant~~  
12       ~~governor, and executive department heads and deputies. This~~  
13       ~~part does not apply to any other officer or employee of the~~  
14       ~~State."]~~

15       SECTION 5. Notwithstanding any law to the contrary, all  
16       state legislators and employees who are in active service on the  
17       effective date of this Act shall successfully complete a live or  
18       an online ethics training course, as applicable, within twelve  
19       months following the effective date of this Act and at least  
20       once every four years thereafter; provided that the requirement  
21       to successfully complete an ethics training course within the



1 twelve month period immediately following the effective date of  
2 this Act shall not apply to those state legislators or employees  
3 who, within the past three years from the effective date of this  
4 Act, have successfully completed a live or an online ethics  
5 training course, as applicable.

6 SECTION 6. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 7. This Act shall take effect on January 1, 2023.

APPROVED this 27th day of June , 2022



GOVERNOR OF THE STATE OF HAWAII



HB No. 1475, HD 1, SD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 3, 2022  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki  
Speaker  
House of Representatives

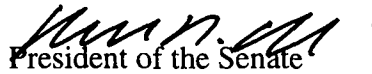



Brian L. Takeshita  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAII**

Date: May 3, 2022  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate  
of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2022.

  
President of the Senate

  
Clerk of the Senate