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## A BILL FOR AN ACT

RELATING TO ELECTIONS.

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

1           SECTION 1. Chapter 11, Hawaii Revised Statutes, is amended  
2 by adding a new section to be appropriately designated and to  
3 read as follows:

4           "§11-       Legal name of candidates. Notwithstanding any  
5 other law to the contrary, every candidate for public office in  
6 the State shall use their legal name for all election purposes."

7           SECTION 2. Section 11-112, Hawaii Revised Statutes, is  
8 amended to read as follows:

9           "§11-112 Contents of ballot. (a) The ballot shall  
10 contain the legal names of the candidates, their party  
11 affiliation or nonpartisanship in partisan election contests,  
12 the offices for which they are running, and the district in  
13 which the election is being held. In multimember races, the  
14 ballot shall state that the voter shall not vote for more than  
15 the number of seats available or the number of candidates listed  
16 where the number of candidates is fewer than the number of seats  
17 available.



1 (b) The ballot may include questions concerning proposed  
2 state constitutional amendments, proposed county charter  
3 amendments, or proposed initiative or referendum issues.

4 (c) At the chief election officer's discretion, the ballot  
5 may have a background design imprinted onto it.

6 (d) When the electronic voting system is used, the ballot  
7 may have pre-punched codes and printed information that identify  
8 the voting districts, precincts, and ballot sets to facilitate  
9 the electronic data processing of these ballots.

10 ~~[(e) The name of the candidate may be printed with the~~  
11 ~~Hawaiian or English equivalent or nickname, if the candidate so~~  
12 ~~requests in writing at the time the candidate's nomination~~  
13 ~~papers are filed. Candidates' names, including the Hawaiian or~~  
14 ~~English equivalent or nickname, shall be set on one line.~~

15 ~~+(f)]~~ (e) The ballot shall bear no word, motto, device,  
16 sign, or symbol other than as allowed in this title.

17 ~~+(g)]~~ (f) The ballot may include information necessary to  
18 use ranked-choice voting as described in section 11-100."

19 SECTION 3. Section 12-3, Hawaii Revised Statutes, is  
20 amended by amending subsection (a) to read as follows:



1           "(a) No candidate's name shall be printed upon any  
2 official ballot to be used at any primary, special primary, or  
3 special election unless a nomination paper was filed on the  
4 candidate's behalf and in the candidate's legal name [~~by which~~  
5 ~~the candidate is commonly known~~]. The nomination paper shall be  
6 in a form prescribed and provided by the chief election officer  
7 containing substantially the following information:

8           (1) A statement by the registered voters signing the form  
9           that they are eligible to vote for the candidate;

10          (2) A statement by the registered voters signing the form  
11          that they nominate the candidate for the office  
12          identified on the nomination paper issued to the  
13          candidate;

14          (3) The residence address and county in which the  
15          candidate resides;

16          (4) The legal name of the candidate, [~~the name by which~~  
17 ~~the candidate is commonly known, if different,~~] the  
18 office for which the candidate is running, and the  
19 candidate's party affiliation or nonpartisanship; all  
20 of which are to be placed on the nomination paper by



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- 1 the chief election officer or the clerk [~~prior to~~  
2 before releasing the form to the candidate;
- 3 (5) Space for the name, signature, month and date portions  
4 of the date of birth, and residence address of each  
5 registered voter signing the form, and other  
6 information as determined by the chief election  
7 officer; provided that a voter's social security  
8 number or any portion thereof and the year portion of  
9 the voter's date of birth shall not be required;
- 10 (6) A sworn certification by self-subscribing oath by the  
11 candidate that the candidate qualifies under the law  
12 for the office the candidate is seeking and that the  
13 candidate has determined that, except for the  
14 information provided by the registered voters signing  
15 the nomination papers, all of the information on the  
16 nomination papers is true and correct;
- 17 (7) A sworn certification by self-subscribing oath by a  
18 party candidate that the candidate is a member of the  
19 party;
- 20 (8) For candidates seeking elective county office, a sworn  
21 certification by self-subscribing oath by the



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1 candidate that the candidate has complied with the  
 2 relevant provisions of the applicable county charter  
 3 and county ordinances pertaining to elected officials;

4 (9) A sworn certification by self-subscribing oath, where  
 5 applicable, by the candidate that the candidate has  
 6 complied with the provisions of article II, section 7,  
 7 of the Hawaii State Constitution;

8 (10) A sworn certification by self-subscribing oath by the  
 9 candidate that the candidate is in compliance with  
 10 section 831-2, dealing with felons, and is eligible to  
 11 run for office; and

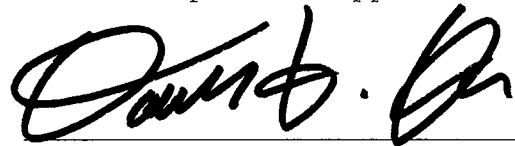
12 (11) The [~~name the candidate wishes to be printed on the~~  
 13 ~~ballot and the~~] mailing address of the candidate."

14 SECTION 4. Statutory material to be repealed is bracketed  
 15 and stricken. New statutory material is underscored.

16 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:



JAN 25 2023



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**Report Title:**

Elections; Candidates; Legal Name

**Description:**

Requires every candidate for public office in Hawaii to use their legal name for election purposes.

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

