STAND. COM. REP. NO. 627

Honolulu, Hawaii

, 2023

MAR 2 9

RE: S.B. No. 203

S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 203, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMPLAINTS ALLEGING VIOLATIONS OF CAMPAIGN SPENDING LAWS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Authorize the Campaign Spending Commission to treat a respondent's failure to explain or otherwise respond to a complaint alleging a violation of campaign spending laws as a presumption that a violation has occurred; and
- (2) Provide that the respondent shall have thirty days from the mailing of the complaint to respond before the presumption takes effect.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of

2023-2876 SB203 HD1 HSCR HMSO

Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would allow the Campaign Spending Commission to timely and efficiently address campaign finance violations, which is especially critical in election years.

Your Committee has amended this measure by:

- (1) Specifying that the Campaign Spending Commission may treat a respondent's failure to explain or otherwise respond to a complaint alleging a violation of campaign spending laws as a rebuttable presumption, rather than as a presumption;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

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 S.B. No. 203, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 203, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

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

DAVID A. TARNAS, Chair

State of Hawaii House of Representatives The Thirty-second Legislature

HSCR 1627

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolutio			Committee	e Referral:	1.	Date:		
58 203, 5D I			JHA			3/22/2023		
☐ The committee is reconsidering its previous decision on the measure.								
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)								
JHA Members			Ayes	Ayes (W	R)	Nays	Excused	
1. TARNA	S, David A. (C	C) .	_	/				
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2. TAKAY	AMA, Gregg	(VC)						
3. GANAD	EN, Sonny	L				-1404		
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4. HOLT, I	Daniel	45 - 2 1 TV4			#4554			
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8. KONG,	Sam Satoru	78. E. Jan 19						
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9. MIZUNO), John M.		4.04					
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10. SOUZA,	Kanani							
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TOTAL (10)			7		-	_		
The recommen	dation is:	Adopto	erral,	□ Not Adopte	did not	support rec	commendation.	
Vice Chair's or designee's signature:								
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO								