

STAND. COM. REP. NO. 681

Honolulu, Hawaii

MAR 02 2023

RE: S.B. No. 51
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 51 entitled:

"A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Increase the amount of fines that may be assessed against a noncandidate committee for violations of organizational report requirements;
- (2) Increase the amount of fines that may be assessed against noncandidate committees for violations of advertisement disclosure requirements; and
- (3) Increase the fines for advertisements paid by noncandidate committees making only independent expenditures.

Your Committee received testimony in support of this measure from the Campaign Spending Commission and two individuals.

Your Committee finds that campaign spending and disclosure requirements are important to the health of the electoral process. Your Committee further finds that fines and other penalties should be increased to serve as an effective deterrent to candidate and



noncandidate committees of various levels of financial resources from violating campaign spending laws. This measure will help restore faith and trust in the state government.

Your Committee has amended this measure by:

- (1) Removing the twenty-five percent cap on fines that may be assessed against noncandidate committees for violations of advertisement disclosure requirements;
- (2) Removing the twenty-five percent cap on fines for advertisements paid by noncandidate committees making only independent expenditures; and
- (3) Making a technical, nonsubstantive amendment 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. 51, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 51, S.D. 1, and be placed on the calendar for Third Reading.

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

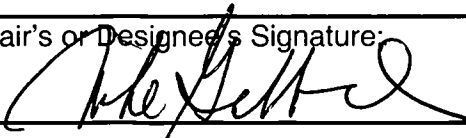


KARL RHOADS, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 51	JDC	2/9/23		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
ELEFANTE, Brandon J.C.	✓			
SAN BUENAVENTURA, Joy A.	✓			
AWA, Brenton	✓			
TOTAL	5	—	—	—
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> 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 one measure per Record of Votes