

JAN 21 2011

A BILL FOR AN ACT

RELATING TO CONFLICTS OF INTERESTS.

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

1 SECTION 1. Section 84-14, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) No employee shall take any official action directly
4 affecting:

5 (1) A business or other undertaking in which ~~[he]~~ the
6 employee has a substantial financial interest; ~~[or]~~

7 (2) A private undertaking in which ~~[he]~~ the employee is
8 engaged as legal counsel, advisor, consultant,
9 representative, or other agency capacity~~[-]~~; or

10 (3) A business in which the employee knows or has reason
11 to know that a child of the employee is an emancipated
12 minor, as defined in section 327G-2, and has a
13 twenty-five per cent ownership interest in the
14 business, serves as a member of the board of directors
15 of the business, or is an officer of the business.

16 A department head who is unable to disqualify ~~[himself]~~ the
17 department head's self on any matter described in ~~[items]~~
18 paragraphs (1) [and], (2) [above], or (3) will not be in



1 violation of this subsection if [he] the department head has
2 complied with the disclosure requirements of section 84-17[+
3 and] .

4 A person whose position on a board, commission, or
5 committee is mandated by statute, resolution, or executive order
6 to have particular qualifications shall only be prohibited from
7 taking official action that directly and specifically affects a
8 business or undertaking in which [he] the person has a
9 substantial financial interest; provided that the substantial
10 financial interest is related to the member's particular
11 qualifications."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.
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INTRODUCED BY:

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Report Title:

State Ethics Commission; Conflicts of Interests

Description:

Expands the conflicts of interests section of the state ethics code to include situations involving certain emancipated minors.

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