A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

SECTION 1. Section 11-426, Hawaii Revised Statutes, is amended to read as follows:

"11-426 Candidate exceeds voluntary expenditure limit. A candidate who files the affidavit agreeing to limit expenditures and who exceeds the expenditure limit for that election shall:

(1) Notify all opponents, the [chief election officer,] office of elections, and the commission by telephone and writing on the day the expenditure limit is exceeded;

(2) Pay the balance of the full filing fee; and

(3) Provide reasonable notice to all contributors within thirty days of exceeding the limit that the expenditure limit was exceeded [and contributions to the candidate no longer qualify for a state income tax deduction]."

SECTION 2. Section 11-424, Hawaii Revised Statutes, is repealed.
1 "[§11-424]—Tax deduction for qualifying contributions.
2 (a) An individual resident of Hawaii may claim a state income
3 tax deduction pursuant to section 235-7(g)(2), for contributions
4 to a candidate who files an affidavit pursuant to section 11-423
5 and does not exceed the expenditure limit. Canceled checks or
6 copies of the same shall be considered adequate receipt forms to
7 attach to the tax form to claim the credit.
8 (b) The commission shall forward a certified copy of the
9 affidavit to the director of taxation.
10 (c) If a candidate has not filed the affidavit pursuant to
11 section 11-423, the candidate shall inform all contributors in
12 writing immediately upon receipt of the contribution that they
13 are not entitled to a tax deduction for their contributions to
14 the candidate. The director of taxation shall not allow any
15 contributor to take a deduction, pursuant to section 235-
16 7(g)(2), for any contribution to a candidate for a statewide or
17 county office who has not filed the affidavit pursuant to
18 section 11-423."

SECTION 3. Statutory material to be repealed is bracketed
and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.
Report Title:
Campaign Spending Commission Package; Expenditure Limits

Description:
 Makes housekeeping amendments to the Partial Public Campaign Financing laws by requiring notice to the Office of Elections upon exceeding campaign expenditure limits and repealing references to an obsolete tax credit for campaign contributors. (SB2118 HD1)

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