A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING.

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

SECTION 1. The legislature finds that noncandidate committees spend money for the purpose of influencing public opinion on issues and candidates through electioneering communications. The legislature further finds that the public should have access to information on the ballot issue or candidate that a noncandidate committee is expending money on. The purpose of this Act is to clarify reporting requirements for noncandidate committees for electioneering communications.

SECTION 2. Section 11-335, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) Schedules filed with the reports shall include the following additional information:

(1) The amount and date of deposit of each contribution received and the name, address, occupation, and employer of each contributor making a contribution aggregating more than $100 during an election period,
which was not previously reported; provided that if all the information is not on file, the contribution shall be returned to the contributor within thirty days of deposit;

(2) The amount and date of each contribution made and the name and address of the candidate, candidate committee, or noncandidate committee to which the contribution was made;

(3) All expenditures, including the name and address of each payee and the amount, date, [and] purpose of each expenditure[;], and identification of the ballot issue being advocated for or against; provided that:

(A) Expenditures for advertisements or electioneering communications shall include the names of the candidates supported, opposed, or clearly identified[;], and identification of the ballot issue being advocated for or against;

(B) Expenditures for consultants, advertising agencies and similar firms, credit card payments, salaries, and candidate reimbursements shall be itemized to permit a reasonable person to
determine the ultimate intended recipient of the
expenditure and its purpose[†], including the
identification of the ballot issue being
advocated for or against;

(C) Independent expenditures shall include the name
of any candidate supported, opposed, or clearly
identified[†], and the identification of the
ballot issue being advocated for or against; and

[D] (D) [†] The purpose of an independent expenditure shall
include the name of the candidate who is
supported or opposed by the expenditure, and
whether the expenditure supports or opposes the
candidate[†]. It shall also include the
identification of the ballot issue being
advocated for or against, and whether the
expenditure supports or opposes the ballot issue;

(4) For noncandidate committees making only independent
expenditures, certification that no expenditures have
been coordinated with a candidate, candidate
committee, or any agent of a candidate or candidate
committee;
(5) The amount, date of deposit, and description of other receipts and the name and address of the source of each of the other receipts;

(6) A description of each durable asset, the date of acquisition, value at the time of acquisition, and the name and address of the vendor or contributor of the asset; and

(7) The date of disposition of a durable asset, value at the time of disposition, method of disposition, and name and address of the person receiving the asset."

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.

INTRODUCED BY:  

[Signatures]
Report Title:
Campaign Spending; Noncandidate Committee Reporting

Description:
Amends the reporting requirements of noncandidate committees to include identification of a ballot issue being advocated for or against.

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