
A BILL FOR AN ACT

RELATING TO ETHICS.

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

1 SECTION 1. Section 84-39, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "~~[+] §84-39 [+] Administrative fines.~~ (a) Where an
4 administrative fine has not been established for a violation of
5 ~~[a provision of]~~ this chapter, any person, including a
6 legislator or employee, who violates ~~[a provision of]~~ this
7 chapter shall be subject to an administrative fine imposed by
8 the state ethics commission that shall not exceed ~~[\$500]~~ \$1,000
9 for each violation. All fines collected under this section
10 shall be deposited in the general fund.

11 (b) No fine shall be assessed under this section unless:

12 (1) The state ethics commission convenes a hearing in
13 accordance with section 84-31(c) and chapter 91~~[+]~~ and

14 ~~[-(2) A]~~ a decision has been rendered by the commission[-];

15 or

16 (2) The state ethics commission and respondent agree to

17 resolve any charge of an alleged violation prior to

18 completion of the contested case process and the



1 resolution includes payment of an administrative fine
2 or restitution, or both."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

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 Statutory material to be repealed is bracketed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

8 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Government; Ethics; Fine Increases; Settlement Agreement

Description:

Increases the maximum administrative fines for ethics violations. Clarifies the assessment of fines in the context of a settlement agreement. (HB508 CD1)

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