

STAND. COM. REP. NO.

3029

Honolulu, Hawaii

FEB 28 2020

RE: S.B. No. 2147
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2147 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to provide that excess contributions by nonresident contributors shall escheat to the Hawaii Election Campaign Fund if not returned to the contributor within thirty days.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Common Cause Hawaii, and four individuals.

Your Committee finds that under existing law, excess campaign contributions not returned to the contributor within thirty days, escheat to the Hawaii Election Campaign Fund. Currently, contributions from out-of-state contributors are not included in this statutory provision. Your Committee further finds that the recipient of such contributions should have the choice as to whom should receive the excess contribution.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language to specify that any candidate or candidate committee that receives excess nonresident



contributions, as determined by the Campaign Spending Commission after the final election period report has been submitted, shall return any excess contribution to one or more nonresident contributors of their choosing within thirty days or else the excess contribution shall escheat to the Hawaii Election Campaign Fund; and

- (2) Making technical, nonsubstantive amendments 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. 2147, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2147, 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
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* SB 2147	Committee Referral: JDC	Date: 2/11/20		
<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)	/			
KEOHOKALOLE, Jarrett (VC)	/			
GABBARD, Mike	/			
KIM, Donna Mercado	/			
FEVELLA, Kurt				/
TOTAL	4			1
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