
A BILL FOR AN ACT

RELATING TO THE STATE ETHICS CODE.

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

1 SECTION 1. Section 84-17, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (a) to read:

4 "(a) For the purposes of this section, [~~the terms:~~
5 ~~"Disclosure]~~ "disclosure period" refers to the period from
6 January 1 of the preceding calendar year to the time of the
7 filing of the employee's or legislator's disclosure of financial
8 interests.

9 ~~["Substantially the same" refers to no more than ten
10 amendments or changes to the information reported for the
11 preceding disclosure period.]"~~

12 2. By amending subsection (f) to read:

13 "(f) Candidates for state elective offices, including
14 candidates for election to the constitutional convention, shall
15 only be required to disclose their own financial interests. The
16 disclosures of financial interests of all other persons
17 designated in subsection (c) shall state, in addition to the



1 financial interests of the person disclosing, the financial
2 interests of the person's spouse and dependent children. All
3 disclosures shall include:

4 (1) The source and amount of all income of \$1,000 or more
5 received, for services rendered, by the person in the
6 person's own name or by any other person for the
7 person's use or benefit during the preceding calendar
8 year and the nature of the services rendered; provided
9 that required disclosure under this paragraph for the
10 income source of the spouse or dependent child of a
11 person subject to subsection (d) shall be limited to
12 the name of the business or other qualifying source of
13 income, and need not include the income source's
14 address; provided further that other information that
15 may be privileged by law or individual items of
16 compensation that constitute a portion of the gross
17 income of the business or profession from which the
18 person derives income need not be disclosed;

19 (2) The amount and identity of every ownership or
20 beneficial interest held during the disclosure period
21 in any business having a value of \$5,000 or more or



1 equal to ten per cent of the ownership of the business
2 and, if the interest was transferred during the
3 disclosure period, the date of the transfer; provided
4 that an interest in the form of an account in a
5 federal or state regulated financial institution, an
6 interest in the form of a policy in a mutual insurance
7 company, or individual items in a mutual fund or a
8 blind trust, if the mutual fund or blind trust has
9 been disclosed pursuant to this paragraph, need not be
10 disclosed;

11 (3) Every officership, directorship, trusteeship, or other
12 fiduciary relationship held in a business during the
13 disclosure period, the term of office and the annual
14 compensation;

15 (4) The name of each creditor to whom the value of \$3,000
16 or more was owed during the disclosure period and the
17 original amount and amount outstanding; provided that
18 debts arising out of retail installment transactions
19 for the purchase of consumer goods need not be
20 disclosed;



- 1 (5) The street address and, if available, the tax map key
2 number, and the value of any real property in which
3 the person holds an interest whose value is \$10,000 or
4 more, and, if the interest was transferred or obtained
5 during the disclosure period, a statement of the
6 amount and nature of the consideration received or
7 paid in exchange for such interest, and the name of
8 the person furnishing or receiving the consideration;
9 provided that disclosure shall not be required of the
10 street address and tax map key number of the person's
11 residence;
- 12 (6) The names of clients [~~personally~~] assisted or
13 represented before state agencies, except in
14 ministerial matters, for a fee or compensation during
15 the disclosure period and the names of the state
16 agencies involved; and
- 17 (7) The amount and identity of every creditor interest in
18 an insolvent business held during the disclosure
19 period having a value of \$5,000 or more."
- 20 3. By amending subsection (h) to read:



1 "(h) The state ethics commission shall provide a [~~long~~
2 ~~form of disclosure on all even numbered years and a short form~~
3 ~~of disclosure for subsequent annual filings on all odd numbered~~
4 ~~years in those instances where the financial interests of the~~
5 ~~person disclosing are substantially the same as those reported~~
6 ~~for the preceding disclosure period.] method for filing
7 financial disclosure statements. The commission may require
8 that financial disclosure statements be filed electronically."~~

9 SECTION 2. Section 353L-1, Hawaii Revised Statutes, is
10 amended by amending subsection (d) to read as follows:

11 "(d) The members of the commission shall receive
12 reimbursement for expenses, including travel expenses, that are
13 necessary for the performance of their duties. [~~No member of~~
14 ~~the commission shall be made subject to the financial disclosure~~
15 ~~requirements of sections 84-13 and 84-17 solely because of that~~
16 ~~member's participation as a member of the commission.] The
17 terms of the commissioners shall be as provided in section
18 26-34."~~

19 SECTION 3. The state ethics commission, in its discretion,
20 may make any changes that it deems necessary to its internal
21 procedures or forms to aid in the implementation of this Act.



1 SECTION 4. The reporting obligation of current members of
2 the Hawaii correctional system oversight commission shall begin
3 on the effective date of this Act and the initial disclosure
4 shall follow the statutory disclosure period from January 1 of
5 the preceding calendar year to the time of the filing of the
6 member's disclosure of financial interests. The initial filing
7 shall occur within thirty days as if the member were newly
8 appointed.

9 SECTION 5. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 6. This Act shall take effect upon its approval.



H.B. NO. 2125
H.D. 2
S.D. 1

Report Title:

State Ethics Code; State Ethics Commission; Hawaii Correctional System Oversight Commission

Description:

Makes various amendments to the State Ethics Code. Repeals exemption from certain financial disclosure requirements granted to members of the Hawaii Correctional System Oversight Commission. (SD1)

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