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# A BILL FOR AN ACT

RELATING TO CAMPAIGN SPENDING COMMISSION STAFF.

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

1           SECTION 1. Section 11-314, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§11-314 Duties of the commission.** The duties of the  
4 commission under this part are to:

- 5           (1) Develop and adopt forms required by this part;
- 6           (2) Adopt and publish a manual for all candidates,  
7 candidate committees, and noncandidate committees,  
8 describing the requirements of this part, including  
9 uniform and simple methods of recordkeeping;
- 10          (3) Preserve all reports required by this part for at  
11 least ten years from the date of receipt by the  
12 commission;
- 13          (4) Permit the inspection, copying, or duplication of any  
14 report required by this part pursuant to rules adopted  
15 by the commission under chapter 91; provided that this  
16 paragraph shall not apply to the sale or use of  
17 information under section 11-344;



- 1           (5) Ascertain whether any person has failed to file a  
2           report required by this part or has filed a  
3           substantially defective or deficient report. The  
4           commission shall notify the person by first class mail  
5           that a fine may be assessed for the failure to file or  
6           the filing of a substantially defective or deficient  
7           report, and the defective or deficient report shall be  
8           corrected and explained. All fines collected under  
9           this section as authorized by sections 11-340  
10          and 11-410 shall be deposited in the general fund of  
11          the State;
- 12          (6) Hold public hearings;
- 13          (7) Investigate and hold hearings for receiving evidence  
14          of any violations pursuant to subpart I of this part;
- 15          (8) Adopt rules pursuant to chapter 91;
- 16          (9) Request the initiation of prosecution for the  
17          violation of this part pursuant to section 11-411;
- 18          (10) Administer and monitor the distribution of public  
19          funds under this part;



1 (11) Suggest accounting methods for candidates, candidate  
2 committees, or noncandidate committees in connection  
3 with reports and records required by this part;

4 (12) Employ or contract with, without regard to  
5 chapters 76, 78, and 89, persons it finds necessary  
6 for the performance of its day-to-day functions,  
7 including a full-time executive director, and to fix  
8 their compensation; provided that the commission shall  
9 have the authority, at its discretion, to dismiss  
10 persons employed by or contracted with the commission;  
11 provided further that persons employed or contracted  
12 by the commission shall have the authority, without  
13 further commission action, to perform the day-to-day  
14 functions of the commission;

15 (13) Conduct random audits and field investigations, as  
16 necessary; and

17 (14) File for injunctive relief when indicated."

18 SECTION 2. Section 11-402, Hawaii Revised Statutes, is  
19 amended by amending subsection (b) to read as follows:



1           "(b) A complaint initiated by the commission or staff of  
2 the commission shall be in writing and signed by the executive  
3 director."

4           SECTION 3. New statutory material is underscored.

5           SECTION 4. This Act shall take effect on July 1, 2112.



**Report Title:**

Campaign Spending Commission Package; Commission; Staff;  
Day-to-day Functions; Complaints

**Description:**

Clarifies that the campaign spending commission may employ or contract with persons for the performance of day-to-day functions of the commission. Clarifies that persons employed or contracted by the campaign spending commission shall have the authority to perform day-to-day functions of the commission without further commission action. Requires a complaint initiated by the staff of the campaign spending commission to be in writing and signed by the executive director of the commission. Effective 7/1/2112. (HD1)

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

