
A BILL FOR AN ACT

RELATING TO ETHICS.

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

1 SECTION 1. Section 84-13, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§84-13 Fair treatment.** (a) No legislator or employee
4 shall use or attempt to use the legislator's or employee's
5 official position to secure or grant unwarranted privileges,
6 exemptions, advantages, contracts, or treatment, for oneself or
7 others; including but not limited to the following:

8 (1) Seeking other employment or contract for services for
9 oneself by the use or attempted use of the
10 legislator's or employee's office or position;

11 (2) Accepting, receiving, or soliciting compensation or
12 other consideration for the performance of the
13 legislator's or employee's official duties or
14 responsibilities except as provided by law;

15 (3) Using state time, equipment or other facilities for
16 private business purposes; or



1 (4) Soliciting, selling, or otherwise engaging in a
2 substantial financial transaction with a subordinate
3 or a person or business whom the legislator or
4 employee inspects or supervises in the legislator's or
5 employee's official capacity.

6 (b) Nothing in this section shall be construed to prohibit
7 a legislator from introducing bills and resolutions, from
8 serving on a committee, or from making statements or taking
9 official action as a legislator. Every legislator shall
10 publicly disclose the nature and extent of the interest or
11 transaction that the legislator believes may be affected by the
12 legislator's official action in accordance with section 84-17
13 and the rules of each house of the legislature.

14 (c) Nothing in this section shall be construed to prevent
15 a person from:

- 16 (1) Serving on a task force; or
- 17 (2) Making statements or taking official action as a task
18 force member or a task force member's designee or
19 representative;

20 provided that every task force member or designee or
21 representative of a task force member shall publicly disclose



1 the nature and extent of any interest or transaction that the
2 task force member or task force member's designee or
3 representative believes may be affected by the task force
4 member's official action.

5 (d) Nothing in this section shall be construed to prevent
6 a person from the mere reuse of an image documenting a
7 historical, governmental event.

8 ~~[(d)]~~ (e) The state ethics commission shall adopt rules
9 pursuant to chapter 91 to effectuate the purposes of this
10 section, except that each house of the legislature shall adopt
11 rules regarding the disclosure of the nature and extent of any
12 interest or transaction that the legislator believes may be
13 affected by the legislator's official action. Rules adopted by
14 the state ethics commission shall apply only until such time
15 that each house of the legislature adopts its own rules. Upon
16 the passage of rules pursuant to this section by either house of
17 the legislature, the rules adopted by the state ethics
18 commission shall be preempted by the rules of each respective
19 house of the legislature."

20 SECTION 2. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

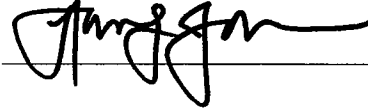


H.B. NO. 1244

1 SECTION 3. This Act shall take effect upon its approval.

2

INTRODUCED BY:



JAN 27 2021



H.B. NO. 1244

Report Title:

Ethics; Fair Treatment; Exemptions

Description:

Exempts from the fair treatment provisions of the Ethics Code, the mere reuse of an image documenting a historical, governmental event.

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