



HAWAII STATE ETHICS COMMISSION

State of Hawaii • Bishop Square, 1001 Bishop Street, ASB Tower 970 • Honolulu, Hawaii 96813

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STATE OF HAWAII
STATE ETHICS COMMISSION

NOTICE OF MEETING OF THE HAWAII STATE ETHICS COMMISSION

Date: Wednesday, September 24, 2014

SEP18 2:53PM

Time: 10:00 a.m.

LT GOVERNOR

Place: Hawaii State Ethics Commission Conference Room
American Savings Bank Tower
1001 Bishop Street, Suite 960
Honolulu, Hawaii 96813

STATE OF HAWAII

AGENDA

CALL TO ORDER

- I. Minutes: Consideration and Approval of the Minutes of the July 23, 2014, Meeting
- II. Civil Beat's Request for Access to the Financial Disclosure Statements filed prior to July 8, 2014, by Members of the Board of Regents, the Land Use Commission, and the Agribusiness Development Corporation.

Discussion and consideration of the Commission's denial of Civil Beat's record request based on the Attorney General's opinion; Civil Beat's retention of the Civil Beat Law Center for the Public Trust regarding the Commission's denial of Civil Beat's record request; and options available to the Commission in response to the Civil Beat's demand for access to the records.

The Hawaii State Ethics Commission may convene an executive session pursuant to Hawaii Revised Statutes section 92-5(a)(4) to consult with the Commission's attorneys on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities.

- III. Act 230, 2014 Session Laws of Hawaii: Consideration of Staff Recommendation that Commission Request Members of the Fifteen Boards and Commissions Added by Act 230 to Hawaii Revised Statutes section 84-17(d) to File Public Disclosures.

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- IV. League of Women Voters' Request for Access to the Attorney General Letters to the Commission Regarding the Interpretation of Act 230, 2014 Session Laws of Hawaii, Pursuant to the Uniform Information Practices Act (Modified), Hawaii Revised Statutes chapter 92F.

Discussion and consideration to waive the attorney-client privilege with respect to the requested records.

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- V. Interpretation of Hawaii Revised Statutes Sections 84-14(d), 84-18(b), and 84-18(c).

Staff briefing regarding its recommendation for the Commission's consideration at a future meeting that the Commission consider revising its interpretation of Hawaii Revised Statutes sections 84-14(d), 84-18(b), and 84-18(c). Those sections, generally, prohibit a legislator or an employee (Hawaii Revised Statutes section 84-14(d)), a former legislator (Hawaii Revised Statutes section 84-18(b)), and a former employee (Hawaii Revised Statutes section 84-18(c)) from representing "any person or business" before his or her agency, the legislature, or former agency, respectively. Currently, the Commission construes the phrase "any person or business" not to include the legislator, the employee, the former legislator, and the former employee. Staff will be recommending that the Commission consider at a future meeting revising its interpretation of that phrase to include the legislator, the employee, the former legislator, and the former employee, respectively.

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- VI. Fundraising by State Employees for Private Organizations Using State Resources

Status and update regarding discussion group meetings; tentative timeline for publication of staff recommendation and Commission consideration of staff recommendation.

VII. Executive Director Performance Review

Consideration of establishing goals and other criteria to review and evaluate the Executive Director's work performance; Consideration of forming a permitted interaction group to investigate and recommend appropriate goals and other performance review criteria.

VIII. Executive Director's Report

1. Education Schedule

2. Council on Government Ethics Laws (COGEL): Annual Conference (Pittsburg, Pennsylvania; Sunday, December 7 through Wednesday, December 11, 2014)

IX. Executive Session Minutes: Consideration and Approval of the Minutes of the July 23, 2014, Executive Session

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X. Adjournment