



HAWAI'I STATE ETHICS COMMISSION

State of Hawai'i · Bishop Square, 1001 Bishop Street, ASB Tower 970 · Honolulu, Hawai'i 96813

NOTICE OF MEETING OF THE HAWAI'I STATE ETHICS COMMISSION

Date: February 3, 2022

Time: 9:00 a.m.

Location: Via Videoconference or Phone:

Videoconference: [Join Zoom Meeting](#)

Phone: +1 (669) 900-6833 or +1 (253) 215-8782

Meeting ID: 811 6088 7757

Passcode: 742922

Due to COVID-19, this meeting will be held via videoconference and phone conference. All members of the public are invited to join this meeting using the above information; anyone wishing to testify may do so during the meeting or may submit written testimony in advance of the meeting via e-mail, fax, or mail. To avoid excessive noise/feedback, please mute your phone/device except to testify. If the Commission's videoconference connection is lost during the meeting, members of the public should check the Commission's website (www.ethics.hawaii.gov) for reconnection information.

In person:

Hawai'i State Ethics Commission Conference Room
American Savings Bank Tower
1001 Bishop Street, Suite 960
Honolulu, Hawai'i 96813

***Note: Commissioners and staff will appear remotely, via videoconference, and members of the public are encouraged to attend via videoconference or telephone. Staff will make every effort to accommodate members of the public who wish to testify in person at the Commission's Conference Room, but staff will limit the number of people allowed in the Conference Room at any given time. If you wish to attend in person, you must wear a mask and must remain more than six feet away from every other person in attendance.*

AGENDA

CALL TO ORDER

I. 2022 Legislative Session – Commission's input/guidance on legislative matters

Attachment 1: February 4, 2021 Notice of Meeting of the Hawai'i State Ethics Commission

All 2021 bills of interest carry over into the 2022 legislative session. Attachment 1 is provided to describe previously introduced bills of interest, although in many cases the Ethics Commission has already developed a policy position and submitted testimony.

New bills of interest, introduced in 2022, are described briefly below. The blue house or senate bill number is a clickable hyperlink that goes directly to the bill language online. If the hyperlink does not work, bills can be looked up at "capitol.hawaii.gov" and the bill number can be looked up a box on the far left.

a) Hawaii State Ethics Commission measures.

- i) [HB 1475](#) (2022). Requires all new state employees to complete ethics training either live or online within 90 days of the start of employment and every 4 years thereafter. Requires existing employees who have not received ethics training within the immediately preceding 3 years to complete live or online ethics training within 12 months of the Act's effective date and at least once every 4 years thereafter. Specifies that certain state officers shall complete live ethics training.
- ii) [SB 2039](#) (2022). Companion bill to HB 1475.

b) Gifts and gifts reporting.

- i) [HB 1871](#) (2022). Exempts foreign protocol gifts; gifts of aloha; invitations to attend charitable/community events; and meals from the gift law (Haw. Rev. Stat. § 84-11). Defines gifts of aloha as gifts of a perishable nature below an undefined value or gifts of a durable nature designed to honor the legislator, such as plaques, that do not have resale value.
- ii) [SB 2714](#) (2022). Appears to be a companion bill to HB 1871.
- iii) [HB 2069](#) (2022). Governor's package. Requires a written record of protocol gifts, which must be given to the state archives at the end of each fiscal year.

All recorded gifts are defined as state property. Describes how gifts are to be maintained or transferred.

- iv) [SB3037](#) (2022). Companion bill to HB 2069.

- c) Public accountability agency (no new bills introduced)

- d) Post-employment (no new bills introduced)

- e) Conflicts of interests
 - i) [HB 1786](#) (2022). Requires the state workforce development board and local workforce development boards to develop a conflict of interest policy consistent with federal law and Haw. Rev. Stat. Chapter 84.
 - ii) [HB 2159](#) (2022). Governor's package. As above, requires workforce development board to develop a written conflict of interest policy consistent with federal law and Haw. Rev. Stat. Chapter 84.
 - iii) [SB 3127](#) (2022). Companion bill to HB 2159.
 - iv) [HB 1820](#) (2022). Establishes a Hawaii Gaming Control Commission. Requires the creation of a code of ethics that is "separate from and in addition to any standards of conduct set forth pursuant to chapter 84."

- f) Financial Disclosures
 - i) [HB 1849](#) (2022). Requires all "amounts" reported by a non-paid volunteer member to be redacted/non-public.
 - ii) [SB 2123](#) (2022). Appears to be a companion bill to HB 1849.
 - iii) [SB 2776](#) (2022). Women's Corrections Implementation Commission – exempted from financial disclosure requirements in Haw. Rev. Stat. §§ 84-13 & 17.
 - iv) [HB 1749](#) (2022). Supportive Housing Task Force – exempted from financial disclosure requirements of Haw. Rev. Stat. § 84-17.
 - v) [HB 1820](#) (2022). Also listed above. Creates a Hawaii Gaming Control Commission, requires the executive director, assistants, officers, and

employees to file a financial disclosure requirement pursuant to Haw. Rev. Stat. § 84-17.

- g) Fair Treatment (no new bills introduced).
- h) Lobbyist Law (no new bills introduced).
- i) Budget
 - i) [HB 2500](#) (2022). Appropriates funds for, among other things, the Ethics Commission. Proposes \$1,419,815 for fiscal year 2022-23.
 - ii) [HB 2355](#) (2022). Appropriates funds for legislative agencies. Amounts are blank.
- j) Short form bills
 - i) See, generally, HB 1398, HB 1910, HB 1912, HB 2008 related to government, government reform, ethics, or government operations. These bills are blanks that could be filled in later.
- k) Other
 - i) [SB 2138](#) (2022). Adds "intern" into the definition of employee for purposes of being regulated by the Ethics Code.
 - ii) [HB 1933](#) (2022). Establishes conflict of interest requirements for non-state employees working with children pursuant to a contract with the state.
 - iii) [SB 2405](#) (2022). Prohibits state agencies/departments from barring employees from holding elective public office per se, but must rather conduct a case-by-case analysis.
 - iv) [HB 1593](#) (2022). Creates a personnel exchange program for the exchange or movement of civil service employees between the State, counties, and certain organizations. Requires employees to comply with Haw. Rev. Stat. Chapter 84 (even for county employees) for the duration of the assignment.

II. Consideration and Approval of a Draft Quick Guide for Legislators

No action requested at this time. In the process of considering/drafting guidance to provide clarity about gifts received from non-lobbyists who may raise matters of general public interest but would not directly benefit from official action.

III. Adjournment

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If you need an auxiliary aid/service or other accommodation due to a disability, please contact the Hawai'i State Ethics Commission by telephone at (808) 587-0460, by facsimile at (808) 587-0470 (fax), or via email at ethics@hawaiiethics.org. Requests made as early as possible will allow adequate time to fulfill your request.

Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

Any interested person may submit data, views, or arguments in writing to the Commission on any agenda item. An individual or representative wishing to testify may notify any staff member of the Commission prior to the meeting or, during the meeting itself, may inform a Commissioner or Commission staff of a desire to testify. Testimony must be related to an item that is on the agenda, and the testifier shall identify the agenda item to be addressed by the testimony.