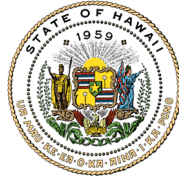


SUNSHINE LAW MEETING



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: September 21, 2022

Time: 9:00 a.m.

Location: Zoom Videoconference or Phone:

Videoconference: [Join Zoom Meeting](https://us06web.zoom.us/j/82546756232?pwd=ZEhBQVZGQ05PV21rNGRsZDg0OWZlQT09)
<https://us06web.zoom.us/j/82546756232?pwd=ZEhBQVZGQ05PV21rNGRsZDg0OWZlQT09>

Phone: +1 (669) 900-6833 or +1 (719) 359-4580

Meeting ID: 825 4675 6232

Passcode: 523717

Public Meeting Location:

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

Pursuant to Hawai'i Revised Statutes section 92-3.7, the State Ethics Commission will meet remotely using interactive conference technology. The public may either attend the meeting in person, at the public meeting location above, or participate remotely by using the above Zoom meeting information. If participating remotely, please mute your phone/device except while testifying. If the Commission's videoconference connection is lost during the meeting, please go to the Commission's website (www.ethics.hawaii.gov) for more information, including reconnection information.

Masks are encouraged for everyone attending the meeting in person.

Public meeting materials for this meeting are available on the Commission's website at: www.ethics.hawaii.gov.

A G E N D A

CALL TO ORDER

- I. Consideration and Approval of the Minutes of the July 20, 2022 Meeting
- II. Consideration and Approval of the Minutes of the August 17, 2022 Meeting
- III. Executive Director's Report
 1. Education / Training Report
 - Attachment 1: 2022 Training Attendance / Schedule*
 - Attachment 2: Online Training Completions by Department*
 2. Guidance and Assignment Statistics – August 2022
 - Attachment 3: 2022 Guidance and Assignment Statistics / Website Traffic*
 3. Update regarding 2022 Financial Disclosure Filings
 4. Miscellaneous Office Projects / Updates
- IV. Update on Commission to Improve Standards of Conduct
- V. Consideration of Collection Efforts for Candidates Who Failed to File Disclosure Statements Under Haw. Rev. Stat. § 84-17(j)

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

- VI. *Akana v. Hawaii State Ethics Commission and Daniel Gluck, Civil No. 18-1-1019-06 (JHA); Akana v. Hawaii State Ethics Commission, Civil No. 19-1-0379-03 (JHA); State of Hawaii, Ethics Commission v. Rowena Akana, Civil No. 20-1-0453 (BIA)*

Discussion of case status.

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

- VII. Adjournment

Public Testimony

Anyone wishing to testify may do so during the meeting or may submit written testimony in advance of the meeting by email (ethics@hawaiiethics.org), facsimile (fax) (808-587-0470), or U.S. postal mail (State Ethics Commission, 1001 Bishop Street, American Savngs Bank Tower, Suite 970, Honolulu, Hawai'i 96813). Public testimony must be related to an item that is on the agenda and the testifier must identify the agenda item to be addressed by the testimony. Pursuant to Hawai'i Revised Statutes section 92-3 and Hawai'i Administrative Rules section 21-1-6(c), oral testimony is limited to three minutes per testifier per agenda item, subject to the reasonable discretion of the Chair.

Auxiliary Aid or Accomodation Due to a Disability

If you require an auxiliary aid or accommodation due to a disability, please contact the State Ethics Commission at (808) 587-0460 or email the Commission at ethics@hawaiiethics.org as soon as possible, preferably at least 48 hours prior to the meeting. 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.

SUNSHINE LAW MEETING
AGENDA ITEM I

CONSIDERATION AND APPROVAL OF THE MINUTES OF THE
JULY 20, 2022 MEETING

Attachment 1: Sunshine Law Meeting Minutes of the July 20, 2022
 Hawai'i State Ethics Commission Meeting

SUNSHINE LAW MEETING
MINUTES OF THE HAWAII STATE ETHICS COMMISSION

STATE OF HAWAII

Date: July 20, 2022

Time: 9:00 a.m.

Location: Held via Zoom video and audio conference

Public Meeting Location

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

Present: State Ethics Commission Members

Wesley F. Fong, Vice Chair / Chair (present in conference room)
Harry J. McCarthy, Commissioner (via video conference)
Beverly Tobias, Commissioner (via video conference)
Robert Hong, Commissioner (via video conference)

Excused: Reynard D. Gaulty, Commissioner

State Ethics Commission Staff

Robert D. Harris, Executive Director (present in conference room)
Susan D. Yoza, Associate Director (via video conference)
Nancy C. Neuffer, Staff Attorney (via video conference)
Bonita Y.M. Chang, Staff Attorney (via video conference)
Kee M. Campbell, Staff Attorney (via video conference)
Jennifer M. Yamanuha, Staff Attorney (via video conference)
Patrick W.C. Lui, Computer Specialist (via audio conference)

CALL TO ORDER

Vice Chair Fong called the meeting to order at 9:00 a.m. Commissioners McCarthy, Tobias, and Hong individually confirmed no one was in the room with them at their remote locations. All staff were also present.

There were no members of the public present in the public meeting location or via video or audio conference.

1 **Agenda Item No. I: Welcome to Commissioner Robert Hong**

2
3 Vice Chair Fong welcomed Dr. Robert Hong as the newest member of the
4 Commission and invited Commissioner Hong to say a few words about himself.
5

6 Commissioner Hong said he recently retired as a cardiologist after a 35-year
7 career in medicine. He spoke briefly about his educational background and work as a
8 physician, staff medical officer, and educator. He thanked everyone for welcoming him
9 to the Commission.
10

11
12 **Agenda Item No. II: Election of Officers for 2022**

13
14 Commissioner Tobias nominated Wesley Fong for Chair. There were no other
15 nominations for Chair. The Commissioners voted unanimously in favor of Wesley Fong
16 as Commission Chair (Fong, McCarthy, Tobias, and Hong voting).
17

18 Chair Fong thanked the Commissioners for their confidence in him.
19

20 Commissioner McCarthy nominated Rey Gaulty for Vice Chair. There were no
21 other nominations for Vice Chair. The Commissioners voted unanimously in favor of
22 Rey Gaulty as Commission Vice Chair (Fong, McCarthy, Tobias, and Hong voting).
23
24

25 **Agenda Item No. III: Consideration and Approval of the Minutes of the June 16,**
26 **2022 Meeting**

27
28 Commissioner Tobias made and Commissioner McCarthy seconded a motion to
29 approve the minutes of the June 16, 2022 meeting. The motion carried (Fong,
30 McCarthy, and Tobias voting aye; Hong abstaining).
31
32

33 **Agenda Item No. IV: Consideration of Reasonable Time Limits on Oral Testimony**

34
35 Chair Fong read aloud Hawai'i Administrative Rule § 21-1-6(c), which states the
36 Commission may place reasonable time limits for members of the public to present oral
37 testimony in order to ensure the reasonable and orderly administration of the meeting.
38 Chair Fong asked Commissioners to discuss how they felt about placing time limits on
39 testimony.
40

41 Commissioner Tobias said she felt a time limit is important and will help keep
42 order during meetings.
43

44 Commissioner McCarthy agreed there should be a reasonable time limit. He was
45 not sure what the time limit should be, but felt it should be left to the discretion of the
46 chair. He said the agenda should also state that testimony must relate to agenda items
47 only and must keep within the time limit for testimony.

1 Chair Fong said he preferred to have the Commission set a reasonable amount
2 of time as a guide rather than leave it to the discretion of the chair.
3

4 Executive Director Harris suggested 3-5 minutes as a reasonable limit and said it
5 could be left to the chair's discretion to extend the time, if needed. He also suggested
6 the time limit be noted in the meeting agenda going forward, so the public has
7 reasonable notice.
8

9 Commissioner Tobias made and Commissioner McCarthy seconded a motion to
10 set a time limit of three minutes for public testimony, to be noted on the Commission's
11 agenda, with more time allowed at the chair's discretion. The motion carried
12 unanimously (Fong, McCarthy, Tobias, and Hong voting).
13

14 Chair Fong asked staff to publish the time limit in the meeting agenda so the
15 public is aware that there is a reasonable time limit of three minutes for testimony.
16
17

18 **Agenda Item No. V: Executive Director's Report**

19

20 Executive Director Harris reviewed the training, guidance, and assignment
21 statistics. He observed the overall number of training participants had noticeably
22 increased. He said with the passage of the Commission's mandatory ethics training bill,
23 HB 1475, staff were actively looking at ways to increase participation in ethics training
24 without creating an undue burden on a limited number of staff members.
25

26 Executive Director Harris also reviewed the Commission's fourth quarter and
27 fiscal year-end financial report for FY 2021-22. He said the office spent 97% of the
28 Commission's budget and returned \$32,956 in unspent funds to the State. He explained
29 that staff worked hard to reduce spending in anticipation of COVID-related financial
30 restrictions. He also said two staff members departed, which further reduced expenses.
31 One of the positions has since been filled and staff plans to hire a part-time investigator
32 during the current fiscal year.
33

34 Staff Attorney Chang provided an update on 2022 financial disclosure filings. For
35 2022, there are approximately 1,700 financial disclosure filers, and all state employee
36 filers have filed their forms for this year. Staff is also busy with candidate financial
37 disclosures, which are due on July 25, 2022. Staff is also assisting board members with
38 their financial disclosure filings.
39

40 Executive Director Harris announced that Kathryn Spadaro has joined the staff.
41 On behalf of the Commission, Chair Fong welcomed Ms. Spadaro.
42

43 Chair Fong asked who would be attending this year's COGEL conference in
44 Canada. Executive Director Harris said one and possibly two commissioners will attend
45 the December conference; Executive Director Harris also will attend the conference,
46 along with Staff Attorneys Yamanuha and Campbell.
47

1 **Agenda Item No. VI: 2022 Legislative Session**

2
3 Executive Director Harris said the Commission's budget for FY 2022-23 was
4 approved as Act 1. He said additional funding of about \$26,000 was provided for salary
5 increases for staff comparable to union-negotiated increases.
6

7 Executive Director Harris provided an update on the Commission to Improve
8 Standards of Conduct ("Standards Commission"). Many recommendations and ideas
9 are being discussed. The Standards Commission recently heard from representatives
10 from the Department of Justice, the Attorney General's office, and the County
11 Prosecutors' offices about public corruption laws. The Honolulu Prosecutor's office will
12 take the lead in drafting proposed changes to state corruption laws and will look at ways
13 to strengthen state enforcement of corruption laws.
14

15 Commissioner Tobias asked whether the Senate has taken a more active role in
16 the Standards Commission's work. Executive Director Harris replied that he did reach
17 out to the Senate President, who indicated interest in the Standards Commission and a
18 willingness to support it. Executive Director Harris also said he plans to invite
19 representatives from the House and Senate to participate in the Standards
20 Commission's upcoming session to discuss the legislative process and potential
21 improvements.
22

23 Commissioner McCarthy asked whether campaign finance issues, particularly
24 fundraising during legislative sessions, are actively being discussed. Executive Director
25 Harris said the Campaign Spending Commission's Executive Director is a member of
26 the Standards Commission and campaign finance issues are definitely being discussed.
27 The Standards Commission's interim report recommended stopping fundraising in its
28 entirety during legislative sessions and will likely make the same recommendation
29 again. Executive Director Harris said this is a harder area to address because of
30 constitutional issues having to do with money and politics.
31

32 Chair Fong thanked Executive Director Harris for representing the Commission
33 on the Standards Commission.
34
35

36 **Agenda Item No. VII: Akana v. Hawaii State Ethics Commission and Daniel Gluck,**
37 **Civil No. 18-1-1019-06 (JHA); Akana v. Hawaii State Ethics Commission, Civil No.**
38 **19-1-0379-03 (JHA); State of Hawaii, Ethics Commission v. Rowena Akana,**
39 **Civil No. 20-1-0453 (BIA)**
40

41 Executive Director Harris said there were no updates on the Akana case.
42

1 **ADJOURNMENT OF SUNSHINE LAW MEETING**

2
3 At approximately 9:43 a.m., Commissioner McCarthy made and Commissioner
4 Tobias seconded a motion to adjourn the meeting. The motion carried unanimously
5 (Fong, McCarthy, Tobias, and Hong voting).
6

7 The meeting was adjourned at 9:43 a.m.
8

9
10 Minutes approved on _____.

SUNSHINE LAW MEETING
AGENDA ITEM II

CONSIDERATION AND APPROVAL OF THE MINUTES OF THE
AUGUST 17, 2022 MEETING

Attachment 1: Sunshine Law Meeting Minutes of the August 17, 2022
 Hawai'i State Ethics Commission Meeting

SUNSHINE LAW MEETING
MINUTES OF THE HAWAII STATE ETHICS COMMISSION

STATE OF HAWAII

Date: August 17, 2022

Time: 9:00 a.m.

Location: Held via Zoom video and audio conference

Public Meeting Location

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

Present: State Ethics Commission Members

Wesley F. Fong, Chair (present in conference room)
Reynard D. Gaulty, Vice Chair (via video conference)
Robert Hong, Commissioner (via video conference)

Excused: Harry J. McCarthy, Commissioner
Beverley Tobias, Commissioner

State Ethics Commission Staff

Robert D. Harris, Executive Director (present in conference room)
Susan D. Yoza, Associate Director (via video conference)
Nancy C. Neuffer, Staff Attorney (via video conference)
Bonita Y.M. Chang, Staff Attorney (via video conference)
Kee M. Campbell, Staff Attorney (via video conference)
Patrick W.C. Lui, Computer Specialist (via audio conference)

CALL TO ORDER

Chair Fong called the meeting to order at 9:01 a.m. and confirmed that in addition to himself, Vice Chair Gaulty, Commissioner Hong, and staff were present. Vice Chair Gaulty, Commissioner Hong, and all staff participating via video or audio conference confirmed no one was in the room with them at their respective remote locations.

1 Chair Fong announced that if the Commission's videoconference connection was
2 lost during the meeting, the meeting would be recessed and reconvened after the
3 connection was restored; members of the public were asked to check the Commission's
4 website (www.ethics.hawaii.gov) for information about reconnecting to the meeting.
5 Chair Fong also announced that if the meeting was continued to a later date or
6 terminated, information about this would be posted on the Commission's website.
7
8

9 **Agenda Item No. I: Consideration and Approval of the Minutes of the July 20,**
10 **2022 Meeting**
11

12 Chair Fong noted that Vice Chair Gaulty did not attend the July meeting, and
13 three Commissioners were needed to approve the minutes for that meeting. Chair Fong
14 recommended the approval of the minutes be deferred. By consensus, the
15 Commissioners agreed to defer the approval of the July 20, 2022, minutes to the next
16 Commission meeting.
17

18
19 **Agenda Item No. II: Executive Director's Report**
20

21 Executive Director Harris reviewed the training, guidance, and assignment
22 statistics for July.
23

24 Executive Director Harris said a general ethics webinar class was scheduled for
25 August 18, 2022, and 250 persons signed up for the class.
26

27 Executive Director Harris discussed plans to implement the new mandatory
28 ethics training law for all state employees. He said the office recently started sending
29 emails to specific departments regarding the new law. He reported the plan is to have a
30 slightly phased roll-out to see if there are any issues or problems. Staff will then move
31 forward with full email blasts to all departments. Executive Director Harris said staff will
32 find the best way to get all state employees either trained online or via live training as
33 soon as possible.
34

35 Executive Director Harris reported statistics for the month of July for complaints
36 received, requests for advice, and other assignments.
37

38 Staff Attorney Chang updated the Commission about the status of candidate
39 financial disclosure filings. She reported that 266 candidates for state office were
40 required to file and 30 candidates did not file on time. The names of candidates who did
41 not file on time were published on July 28, 2022, in a media release. As of August 17,
42 2022, approximately 22 of the 30 candidates had filed their disclosures. A few of those
43 filers requested waivers for the late-filing fine and those requests will be addressed
44 individually.
45

46 Staff Attorney Chang also updated the Commission about financial disclosure
47 filings by state employees and board members. There were about 1800 filers for the

1 year and a filing rate of approximately 98%. Staff are working with the remaining board
2 filers who have not filed to provide assistance and get them to file their disclosures.

3
4 Executive Director Harris added that 13 of the 30 late-filing candidates have
5 already paid their fines.

6
7
8 **Agenda Item No. III: Update on Commission to Improve Standards of Conduct**
9

10 Executive Director Harris said the Commission to Improve Standards of Conduct
11 ("Standards Commission") issued an interim report at the close of the last legislative
12 session and was asked to file a final report with recommendations in December. The
13 Standards Commission has been looking at ways to improve standards of conduct in
14 different areas, including the Sunshine Law, ethics, and campaign finance. The
15 Standards Commission meets approximately every two weeks and has targeted certain
16 areas of discussion.

17
18 Executive Director Harris reported that the Standards Commission's last meeting
19 focused on the Sunshine Law. The bulk of the discussion was about ways to improve
20 the Uniform Information Practices Act and recent bills to provide free access to
21 government records for public interest groups. There was also a discussion about
22 applying the Sunshine Law to the Legislature.

23
24 Executive Director Harris said the Standards Commission was meeting that day
25 to focus on the legislative process. Several legislators were invited to the meeting,
26 including Senator Rhoads, Senator Lee, Representative Nakashima, Representative
27 Peralta, and Representative Ward. The discussion topics for the meeting included the
28 following: bill referrals; term limits for committee chairs; the hearing process for bills;
29 disclosure of bill drafts and the authors of the bill drafts; posting testimony in a timely
30 fashion; and extending session time periods or adding recesses to allow for greater
31 public review and participation.

32
33 Chair Fong asked whether there was any discussion on how to curtail the rash of
34 unethical conduct by elected officials. Executive Director Harris said there was a lot of
35 discussion about this. He reported that about a month ago, the Standards Commission
36 met with prosecutors from all the counties and representatives from the State Attorney
37 General's Office and the U.S. Attorney's Office. These officials are reviewing the
38 criminal laws and there will be proposals to match state laws to some of the federal
39 laws, as well as to make sure there are adequate resources for State criminal
40 investigations.

41
42 Executive Director Harris said staff also arranged for a panel discussion of ethics
43 issues and made several recommendations, such as introducing an anti-nepotism law.

44
45 Executive Director said most of what has been suggested to date will be
46 incremental improvements and everyone must recognize there are probably no silver
47 bullets.

1
2 Commissioner Gaulty said he was appalled by the way legislator conflicts of
3 interests are handled with perfunctory rulings by the Senate President and House
4 Speaker. He asked whether there has been any discussion to toughen up conflicts-of-
5 interests rulings.
6

7 Executive Director Harris said staff discussed this and were drafting proposed
8 language for House and Senate Rules which would make rulings on conflicts of
9 interests default to requiring recusal from votes, discussions, and meetings. Questions
10 as to whether a member has a conflict would require a full vote by the committee or the
11 full floor for floor votes. Executive Director Harris said the intent would be to require full
12 discussion of conflicts at that time.
13

14 Commissioner Gaulty said there was a State Ethics Commission bill that was
15 previously signed into law by the Governor. However, when the leaders of both houses
16 realized what they had passed, they asked the Commission to “back off” from the law.
17 Commissioner Gaulty asked whether staff could go back to the law that was passed
18 and see if there is a possibility of putting it back into play. Associate Director Yoza said
19 she would research this matter.
20
21

22 **Agenda Item No. IV: Sunshine Law Review for Commissioners**

23

24 Executive Director Harris referred to the Sunshine Law Guide (“Guide”), which
25 was published by the Office of Information Practices (“OIP”). Executive Director Harris
26 encouraged everyone to review the Guide.
27

28 Executive Director Harris highlighted some of the key points of the Sunshine
29 Law:
30

- 31 • Discussion of board business cannot take place outside of meetings, with
32 a few narrow exceptions.
- 33 • Commissioners can communicate with each other about procedural
34 matters, such as scheduling meetings.
- 35 • Commissioners can communicate with non-board members, such as staff
36 and members of the public (on non-confidential matters).
- 37 • Two board members can discuss board business so long as there is no
38 commitment to vote and there are no serial communications among board
39 members.
40

41 Vice Chair Gaulty asked for confirmation that two board members can discuss
42 something, even if it is germane to a matter that came up or will come up at a meeting,
43 so long as there are no more than two members in the discussion and there are no
44 serial communications. Executive Director Harris said this was correct, so long as there
45 is no commitment to vote.
46

1 Vice Chair Gaulty also asked whether it was permissible if the Chair called him
2 and asked whether he would serve as Vice Chair, and if he said, "Yes." Executive
3 Director Harris said this would be a permissible conversation because there would not
4 be a commitment to vote – just an indication of interest in a position.
5

6 Executive Director Harris said he would try to avoid extensive discussions about
7 board business, even if the discussion is just between two members. Commissioner
8 Gaulty said he felt there should be some leeway because the law allows two board
9 members to have a discussion so long as it is not a serial discussion. Executive Director
10 Harris said the discussions described by Vice Chair Gaulty are fine. He recommended,
11 however, that Commissioners refrain from long conversations about matters likely to
12 come before the Commission as those conversations are supposed to be public as
13 much as possible.
14
15

16 **Agenda Item No. V: Akana v. Hawaii State Ethics Commission and Daniel Gluck,**
17 **Civil No. 18-1-1019-06 (JHA); Akana v. Hawaii State Ethics Commission, Civil No.**
18 **19-1-0379-03 (JHA); State of Hawaii, Ethics Commission v. Rowena Akana,**
19 **Civil No. 20-1-0453 (BIA)**
20

21 Executive Director Harris said there were no updates on the Akana case.
22
23

24 **ADJOURNMENT OF SUNSHINE LAW MEETING**

25

26 At approximately 9:26 a.m., Vice Chair Gaulty made and Commissioner Hong
27 seconded a motion to adjourn the meeting. The motion carried unanimously (Fong,
28 Gaulty, and Hong voting).
29

30 The meeting was adjourned at 9:26 a.m.

31
32
33 Minutes approved on _____.

SUNSHINE MEETING
AGENDA ITEM III

EXECUTIVE DIRECTOR'S REPORT
September 21, 2022

1. Education / Training Report

Attachment 1: 2022 Training Attendance / Schedule

Attachment 2: Online Training Completions by Department

2. Guidance and Assignment Statistics – August 2022

Attachment 3: 2022 Guidance and Assignment Statistics / Website Traffic

3. Update regarding 2022 Financial Disclosure Filings

4. Miscellaneous Office Projects / Updates

| HAWAII STATE ETHICS COMMISSION 2022 EDUCATION PROGRAM (Ethics Workshops and Presentations) | | |
|---|---|-------------------------------|
| DATE | PRESENTATIONS | NUMBER OF PARTICIPANTS |
| 1/5/2022 | Lobbyists Law Training, Zoom | 88 |
| 1/10/2022 | General Ethics Training, ERS, Teams | 24 |
| 1/11/2022 | Lobbyists Law Training, Zoom | 54 |
| 1/11/2022 | General Ethics Training, Senate Staff, Zoom | 54 |
| 1/13/2022 | General Ethics Training, Senate Staff, Zoom | 31 |
| 1/25/2022 | General Ethics Training, Zoom | 188 |
| 2/23/2022 | General Ethics Training, Judiciary, Zoom | 61 |
| 2/24/2022 | General Ethics Training, Judiciary, Zoom | 65 |
| 3/9/2022 | General Ethics Training, House Members, Zoom | 47 |
| 3/31/2022 | General Ethics Training, DOD, Zoom | 20 |
| 4/1/2022 | General Ethics Training, UH School of Law, Zoom | 45 |
| 4/4/2022 | General Ethics Training, DCCA, Zoom | 22 |
| 4/21/2022 | General Ethics Training, State Public Charter School Commission, Zoom | 30 |
| 5/19/2022 | General Ethics Training, Zoom | 270 |
| 7/14/2022 | General Ethics Training, Zoom, GOV | 14 |
| 7/15/2022 | General Ethics Training, Zoom, GOV | 10 |
| 7/18/2022 | General Ethics Training, Zoom, GOV | 20 |
| 7/19/2022 | General Ethics Training, Zoom, GOV | 20 |
| 8/4/2022 | Ethics for State Board and Commission members, Zoom | 59 |

HAWAII STATE ETHICS COMMISSION**2022 EDUCATION PROGRAM****(Ethics Workshops and Presentations)**

| DATE | PRESENTATIONS | NUMBER OF PARTICIPANTS |
|--------------|---|-------------------------------|
| 8/18/2022 | General Ethics Training, Zoom | 188 |
| 9/22/2022 | Ethics for State Board and Commission members, Zoom | |
| 9/29/2022 | General Ethics Training, Zoom | |
| 10/5/2022 | Ethics for State Board and Commission members, Zoom | |
| 10/20/2022 | General Ethics Training, Zoom | |
| 11/3/2022 | General Ethics Training, Zoom | |
| 12/7/2022 | Ethics for State Government Attorneys, Zoom | |
| 12/8/2022 | Ethics for State Government Attorneys, Zoom | |
| 12/16/2022 | General Ethics Training, Zoom | |
| | | |
| TOTAL | 28 Presentations | 1310 participants |

Online Training Completions by Department

| Department/Agency | 2022 Total | Overall Total |
|--|-------------|---------------|
| Department of Accounting and General Services (DAGS) | 23 | 90 |
| Department of Agriculture (DOA) | 12 | 66 |
| Department of Budget and Finance (B&F) | 3 | 4 |
| Department of Business, Economic Development and Tourism (DBEDT) | 33 | 99 |
| Department of Commerce and Consumer Affairs (DCCA) | 16 | 63 |
| Department of Defense (DOD) | 34 | 107 |
| Department of Education (DOE) | 106 | 333 |
| Department of Health (DOH) | 213 | 442 |
| Department of Human Resources Development (DHRD) | 5 | 9 |
| Department of Human Services (DHS) | 1 | 205 |
| Department of Labor and Industrial Relations (DLIR) | 3 | 44 |
| Department of Land and Natural Resources (DLNR) | 11 | 86 |
| Department of Public Safety (DPS) | 23 | 67 |
| Department of Taxation (TAX) | 0 | 1 |
| Department of the Attorney General (ATG) | 107 | 224 |
| Department of Transportation (DOT) | 91 | 372 |
| Hawaii Health Systems Corporation (HHSC) | 0 | 41 |
| Hawaii State Ethics Commission (HSEC) | 2 | 2 |
| Hawaii State Public Library System (HSPLS) | 0 | 1 |
| House of Representatives (REP) | 1 | 1 |
| Judiciary (JUD) | 77 | 134 |
| Office of Hawaiian Affairs (OHA) | 39 | 101 |
| Office of the Auditor (AUD) | 0 | 3 |
| Office of the Governor (GOV) | 10 | 19 |
| Office of the Lieutenant Governor (LTG) | 1 | 5 |
| Office of the Ombudsman (OMB) | 3 | 5 |
| Other (Please fill-in "Other Department/Agency") | 29 | 86 |
| Public Charter School (SPCSC) | 25 | 44 |
| Research Corporation of the University of Hawaii (RCUH) | 2 | 11 |
| Senate (SEN) | 1 | 5 |
| University of Hawaii-Community Colleges (UOHC) | 31 | 108 |
| University of Hawaii-Hilo (UOHH) | 4 | 7 |
| University of Hawaii-Manoa (UOHM) | 81 | 197 |
| University of Hawaii-System (UOH) | 32 | 76 |
| University of Hawaii-West Oahu (UOHW) | 69 | 136 |
| Total Employee Certificates of Completion Issued | 1088 | 3194 |
| | | |
| Board and Commission | 2022 Total | Overall Total |
| Agribusiness Development Corporation | 2 | 2 |
| Board of Agriculture | 0 | 1 |
| Board of Barbering and Cosmetology | 2 | 2 |
| | | |
| Board of Certification of Operating Personnel in Wastewater Treatment Plants | 2 | 2 |
| Board of Chiropractic Examiners | 1 | 1 |
| Board of Dentistry | 6 | 6 |
| Board of Education | 0 | 7 |
| Board of Electricians and Plumbers | 1 | 2 |
| Board of Land and Natural Resources | 2 | 4 |
| Board of Physical Therapy | 3 | 3 |
| Board of Professional Engineers, etal | 2 | 2 |
| Board of Registration | 1 | 1 |
| Board of Speech Pathology and Audiology | 1 | 1 |
| Board of Taxation Review | 1 | 2 |
| Board on Geographic Names | 1 | 1 |

Online Training Completions by Department

| Board and Commission | 2022 Total | Overall Total |
|---|------------|---------------|
| Boxing Commission | 0 | 1 |
| Campaign Spending Commission | 2 | 2 |
| Commission on Water Resource Management | 2 | 3 |
| Contractors License Board | 2 | 2 |
| Disability and Communication Access Board | 1 | 1 |
| Elections Commission | 2 | 2 |
| Elevator Mechanics Licensing Board | 1 | 1 |
| Employees' Retirement System | 1 | 1 |
| Festival of the Pacific Arts & Culture | 3 | 3 |
| Hawai'i Board of Optometry | 3 | 3 |
| Hawai'i Climate Change Mitigation and Adaptation Commission | 1 | 1 |
| Hawai'i Employer-Union Health Benefits Trust Fund | 0 | 1 |
| Hawai'i Health Systems Corporation-Corporation | 0 | 1 |
| Hawai'i Health Systems Corporation-East Hawai'i | 2 | 2 |
| Hawai'i Health Systems Corporation-Oahu | 1 | 1 |
| Hawai'i Health Systems Corporation-West Hawai'i | 3 | 3 |
| Hawai'i Housing Finance and Development Corporation | 0 | 1 |
| Hawai'i Law Enforcement Standards Board | 1 | 1 |
| Hawai'i Public Housing Authority | 3 | 3 |
| Hawai'i State Emergency Response Commission | 1 | 1 |
| Hawai'i State Ethics Commission | 0 | 2 |
| Hawai'i Teacher Standards Board | 7 | 7 |
| Hawai'i Technology Development Corporation | 3 | 3 |
| Hawaiian Homes Commission | 1 | 1 |
| Hoisting Machine Operators Advisory Board | 1 | 1 |
| Island Burial Council - Kauai/Niihau | 0 | 3 |
| Island Burial Council - Molokai | 1 | 1 |
| Island Burial Council - Oahu | 1 | 2 |
| King Kamehameha Celebration Commission | 2 | 2 |
| Land Use Commission | 2 | 2 |
| Legacy Land Conservation Commission | 0 | 1 |
| Medical Education Council | 0 | 1 |
| Motor Vehicle Industry Licensing Board | 2 | 2 |
| Motor Vehicle Repair Industry Board | 1 | 1 |
| Natural Energy Laboratory of Hawai'i | 1 | 1 |
| Office of Hawaiian Affairs | 1 | 1 |
| Other (Please fill-in "Other Board/Commission") | 43 | 60 |
| Pest Control Board | 3 | 3 |
| Real Estate Commission | 1 | 1 |
| Soil and Water Conservation District Boards | 4 | 6 |
| Stadium Authority Commission | 3 | 3 |
| State Council on Developmental Disabilities | 1 | 1 |
| State Foundation on Culture and the Arts | 2 | 2 |
| State Public Charter School Commission | 2 | 2 |
| Statewide Health Coordinating Council | 2 | 2 |
| University of Hawai'i Board of Regents | 2 | 4 |
| Total Board and Commission Certificates of Completion Issued | 140 | 186 |

Total Certificates of Completion Issued

1228

3380

As of September 5, 2022, 11:00 PM

| 2022 | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Year to date |
|--|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| Training statistics | | | | | | | | | | | | | |
| # of In-Person Trainings | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | | | | 0 |
| # of People Trained In Person | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | | | | 0 |
| # of On-Line Trainings (Self-Directed) | 35 | 44 | 142 | 73 | 442 | 106 | 139 | 227 | 20 | | | | 1228 |
| # of Training Webinars | 6 | 2 | 2 | 3 | 1 | 0 | 4 | 2 | | | | | 20 |
| # of Participants in Training Webinars | 439 | 126 | 67 | 97 | 270 | 0 | 64 | 247 | | | | | 1310 |
| Attorney of the Day | 76 | 87 | 116 | 66 | 79 | 104 | 100 | 112 | | | | | 740 |
| New assignments | | | | | | | | | | | | | |
| Advisory Opinion | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | | | | 0 |
| Complaint | 5 | 18 | 23 | 21 | 25 | 9 | 17 | 39 | | | | | 157 |
| Gifts/Invitations/Travel | 5 | 5 | 17 | 14 | 15 | 12 | 17 | 24 | | | | | 109 |
| Guidance | 6 | 3 | 3 | 0 | 0 | 0 | 3 | 2 | | | | | 17 |
| Judicial Selection Comm'n | 0 | 3 | 3 | 0 | 2 | 5 | 6 | 1 | | | | | 20 |
| Training Request | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | | | | 0 |
| Record Request | 1 | 0 | 1 | 3 | 0 | 0 | 2 | 0 | | | | | 7 |
| Project/Other | 5 | 3 | 2 | 2 | 2 | 1 | 1 | 1 | | | | | 17 |
| Total | 22 | 32 | 49 | 40 | 44 | 27 | 46 | 67 | 0 | 0 | 0 | 0 | 327 |
| Closed Assignments | | | | | | | | | | | | | |
| Advisory Opinion | 0 | 0 | 1 | 1 | 0 | 0 | 0 | 0 | | | | | 2 |
| Complaint | 4 | 6 | 19 | 21 | 11 | 4 | 12 | 19 | | | | | 96 |
| Gifts/Invitations/Travel | 5 | 7 | 14 | 18 | 13 | 12 | 15 | 22 | | | | | 106 |
| Guidance | 3 | 5 | 1 | 4 | 0 | 0 | 1 | 1 | | | | | 15 |
| Judicial Selection Comm'n | 0 | 3 | 3 | 0 | 2 | 5 | 4 | 0 | | | | | 17 |
| Training Request | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | | | | 0 |
| Record Request | 1 | 0 | 1 | 3 | 0 | 0 | 0 | 0 | | | | | 5 |
| Project/Other | 6 | 4 | 1 | 1 | 1 | 1 | 0 | 2 | | | | | 16 |
| Total | 19 | 25 | 40 | 48 | 27 | 22 | 32 | 44 | 0 | 0 | 0 | 0 | 257 |
| Anti-Fraud | 2 | 5 | 2 | 6 | 9 | 4 | 3 | 8 | | | | | 39 |

SUNSHINE LAW MEETING
AGENDA ITEM IV

UPDATE ON COMMISSION TO IMPROVE STANDARDS OF CONDUCT

No attachments.

SUNSHINE LAW MEETING
AGENDA ITEM V

CONSIDERATION OF COLLECTION EFFORTS FOR CANDIDATES WHO FAILED TO
FILE DISCLOSURE STATEMENTS UNDER HAW. REV. STAT. § 84-17(J)

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

No attachments.

SUNSHINE LAW MEETING
AGENDA ITEM VI

AKANA v. HAWAII STATE ETHICS COMMISSION AND DANIEL GLUCK,
CIVIL NO. 18-1-1019-06 (JHA); AKANA v. HAWAII STATE ETHICS COMMISSION,
CIVIL NO. 19-1-0379-03 (JHA); STATE OF HAWAII, ETHICS COMMISSION v.
ROWENA AKANA, CIVIL NO. 20-1-0453 (BIA)

Discussion of case status.

The Hawai'i State Ethics Commission may convene an executive session pursuant to Hawai'i 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.

No attachments.