

PIA Committee

From: Carmille Lim <clim@commoncause.org>
Sent: Tuesday, May 31, 2016 3:18 PM
To: PIA Committee
Subject: Re: Proposed Maui County Charter amendments

Hello, Chair Victorino--

Thank you for reaching out to us, and your leadership in discussing these two proposals at tomorrow's Policy and Intergovernmental Affairs Committee hearing.

- Upon first look, we think PIA 10-10 (prohibiting political activities of Corporation Counsel and Prosecuting Attorney) is fine.
- PIA 10-13 (prohibiting contributions from county employees) can be problematic. While it'd be nice and cleaner to prohibit contributions, we can see this potentially being challenged in court. Particularly with the U.S. Supreme Court's *Citizens United* decision essentially saying that campaign contributions is free speech and we can't restrict that; which is what PIA 10-13 seems to aim to do.

Here is a link that shows staff + political activity statutes by state:

<http://www.ncsl.org/research/ethics/50statetablestaffandpoliticalactivitystatutes.aspx>

Hope this is helpful. Thank you for your time.

Aloha,
Carmille

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On Fri, May 27, 2016 at 10:26 AM, PIA Committee <PIA.Committee@mauicounty.us> wrote:

Dear Ms. Lim,

Please see the attached correspondence and two proposed Charter amendments that will be discussed at the Council's Policy and Intergovernmental Affairs Committee meeting next Wednesday at 9:00 a.m., which I Chair. I am very much interested in hearing your perspective on these two proposals. I welcome your attendance at the meeting, but I know this is short notice. If you can respond to this email, I would greatly appreciate it.

Sincerely,

Michael P. Victorino

Councilmember