

PIA Committee

From: Mandy Finlay <mfinlay@acluhawaii.org>
Sent: Thursday, June 16, 2016 10:54 AM
To: PIA Committee
Subject: RE: Proposed Maui County Charter amendments

Dear Councilmember Victorino,

Thank you for bringing the proposed Maui Charter amendments to our attention. Although our office will not be taking a position on the matter at this time, we believe there is a possibility that the proposed amendments, if ratified, could be vulnerable to legal challenges on First Amendment and due process grounds. After conducting preliminary research into the ability of public employers to restrict employees' political speech conducted in the employees' personal capacity, we believe that the Council may wish to consider the following:

1. The Council may wish to further clarify, in both proposed amendments; exactly which types of speech/activity are prohibited.
2. The Council may wish to ensure that the phrase "political contributions" is clearly defined by the Hawaii elections statute.
3. The Council may wish to provide evidence as to exactly why such restrictions are necessary.

Please feel free to let me know if you have any questions or if you would like me to look into this issue further.

Thank you,
Mandy

Mandy Finlay
Advocacy Coordinator
American Civil Liberties Union of Hawai'i
P.O. Box 3410, Honolulu, HI 96801
Tel: 808 522-5905 Fax: 808.522.5909
mfinlay@acluhawaii.org

Find us on [Twitter](#) and [Facebook](#)

From: Mandy Finlay
Sent: Friday, May 27, 2016 3:06 PM
To: PIA Committee
Subject: Re: Proposed Maui County Charter amendments

Dear Councilmember Victorino,

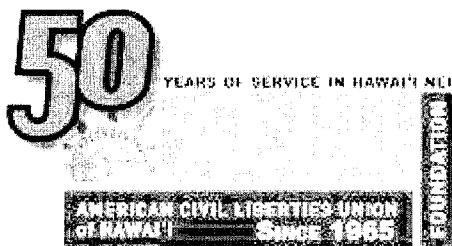
My name is Mandy Finlay, and I serve as Advocacy Coordinator for the ACLU of Hawaii. Thank you so much for notifying us of the proposed Charter amendments. Things are very busy at our office right now, but I will look into the proposed amendments and get back to you.

Very truly yours,
Mandy

Mandy Finlay
Advocacy Coordinator
American Civil Liberties Union of Hawai'i
P.O. Box 3410, Honolulu, HI 96801
Tel: 808 522-5905 Fax: 808.522.5909

mfinlay@acluhawaii.org

Find us on [Twitter](#) and [Facebook](#)



From: PIA Committee <PIA.Committee@mauicounty.us>

Date: Friday, May 27, 2016 at 10:23 AM

To: Mandy <mfinlay@acluhawaii.org>

Subject: Proposed Maui County Charter amendments

Dear Ms. Chong,

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