

JAN 25 2006

S.B. NO. 2709

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# A BILL FOR AN ACT

RELATING TO STATE PLANNING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that Hawaii is undergoing  
2 an estimated \$10 billion boom in new construction. In such an  
3 environment, the installation of oversight mechanisms is  
4 imperative to ensure the most efficient commitment of state  
5 resources, and the most successful long-term forecasting. One  
6 useful oversight mechanism would be a centralized internet  
7 listing of projected government construction projects.

8           The legislature further finds that one of the primary  
9 responsibilities of the department of business, economic  
10 development, and tourism is to conduct research and promote  
11 informational programs concerning industrial and land  
12 development in the State. The department is the logical entity  
13 to gather information and produce a centralized electronic  
14 listing of statewide construction projects. The department will  
15 collect construction project information from all state  
16 departments and county government agencies that have  
17 construction projects, including the following departments:  
18 accounting and general services, agriculture, defense,



1 education, Hawaiian home lands, transportation, and the  
2 University of Hawaii.

3 The purpose of this Act is to establish a comprehensive  
4 list on the Internet of all projected construction projects by  
5 state and county government agencies, which will be updated  
6 quarterly by the department of business, economic development,  
7 and tourism. This Act makes an appropriation to the department  
8 to create and maintain this listing.

9 SECTION 2. Section 201-13.8, Hawaii Revised Statutes, is  
10 amended to read as follows:

11 **"§201-13.8 Data or information collection.** (a) The  
12 director, in consultation with all affected governmental  
13 agencies, shall assess the need for statistics and other  
14 information as to the number, characteristics, needs, and  
15 movement of people into, out of, or within Hawaii, including  
16 residents, migrants, and visitors, and such other information as  
17 the director may deem necessary, for the purposes of sound  
18 economic research and analysis. The director shall be  
19 responsible for collecting, analyzing, and disseminating such  
20 information to governmental agencies on a timely basis, and is  
21 authorized to use any appropriate method to collect the  
22 information, including but not limited to conducting an entry



1 and exit census or survey of all individuals entering, leaving,  
2 or living within the State, and obtaining data or information  
3 acquired by other agencies, both public and private. All  
4 governmental agencies shall cooperate with and assist the  
5 director to implement this section.

6 (b) The department shall collect, analyze, and disseminate  
7 information on a timely basis about projected construction  
8 projects of all state departments and county government agencies  
9 which have construction projects, including the departments of  
10 accounting and general services, agriculture, defense,  
11 education, Hawaiian home lands, and transportation, and the  
12 University of Hawaii. A comprehensive list that includes all  
13 the projected construction projects from all state departments  
14 and county government agencies shall be produced and maintained  
15 by the department, posted on the Internet, and updated  
16 quarterly.

17 [~~(b)~~] (c) To the extent that it is identifiable to an  
18 individual, information obtained by the department or its agents  
19 through surveys, questionnaires, or other information gathering  
20 efforts shall be held confidential and not disclosed or opened  
21 to public inspection, except that such information may be shared  
22 with other government agencies as provided in section 92F-19.



1           ~~(d)~~ (d) Public disclosure of information gathered by the  
2 department could place businesses at a competitive disadvantage.  
3 Consequently, where disclosure would result in the impairment of  
4 the department's ability to obtain such information and the  
5 frustration of a legitimate government function, the department  
6 may withhold from public disclosure competitively sensitive  
7 information including:

- 8           (1) Completed survey and questionnaire forms;
- 9           (2) Coding sheets; and
- 10          (3) Database records of such information.

11          ~~(d)~~ (e) The director may adopt necessary rules pursuant  
12 to chapter 91, to administer this section."

13          SECTION 3. There is appropriated out of the general  
14 revenues of the State of Hawaii the sum of \$                   , or so  
15 much thereof as may be necessary for fiscal year 2006-2007, to  
16 carry out the purposes of this Act.

17          SECTION 4. The sum appropriated shall be expended by the  
18 department of business, economic development, and tourism.

19          SECTION 5. Statutory material to be repealed is bracketed  
20 and stricken. New statutory material is underscored.



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1 SECTION 6. This Act shall take effect on July 1, 2006.

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# SB. NO. 2709

**Report Title:**

State Planning; Construction Projects

**Description:**

Requires the department of business, economic development, and tourism to establish, maintain, and post on the Internet a list of projected state and county construction projects. Makes appropriation.

