

JAN 18 2008

A BILL FOR AN ACT

RELATING TO PUBLIC RECORDS.

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

1 SECTION 1. Section 92-21, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§92-21 Copies of records; other costs and fees. (a)

4 Except as otherwise provided by law, a copy of any government
5 record, including any map, plan, diagram, photograph, photostat,
6 or geographic information system digital data file, which is
7 open to the inspection of the public, shall be furnished to any
8 person applying for the same by the public officer having charge
9 or control thereof [~~upon~~], as follows:

10 (1) By paper reproduction; or

11 (2) By electronic mail if the application is received via
12 electronic mail;

13 upon the payment of the reasonable cost of reproducing [~~such~~]
14 the copy.

15 (b) Except as provided in section 91-2.5, the cost of
16 reproducing any government record, including electronic
17 reproduction, except geographic information system digital data,



1 shall not be less than 5 cents per page, sheet, or fraction
 2 thereof. The cost of reproducing geographic information system
 3 digital data shall be in accordance with rules adopted by the
 4 agency having charge or control of that data. Such reproduction
 5 cost shall include but shall not be limited to labor cost for
 6 search and actual time for reproducing, material cost, including
 7 electricity cost, equipment cost, including rental cost, cost
 8 for certification, and other related costs. All fees shall be
 9 paid in by the public officer receiving or collecting the same
 10 to the state director of finance, the county director of
 11 finance, or to the agency or department by which the officer is
 12 employed, as government realizations; provided that fees
 13 collected by the public utilities commission pursuant to this
 14 section shall be deposited in the public utilities commission
 15 special fund established under section 269-33."

16 SECTION 2. Statutory material to be repealed is bracketed
 17 and stricken. New statutory material is underscored.

18 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

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Report Title:

Public Records; Email Transmittal

Description:

Requires a government record to be transmitted to the requestor by means of electronic mail if the application for disclosure of the record was received electronically.

