

STAND. COM. REP. NO.

2662

Honolulu, Hawaii

FEB 29 2008

RE: S.B. No. 3105  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 3105 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS,"

begs leave to report as follows:

The purpose of this measure is to enable boards and  
commissions to conduct on-site inspections of locations that are  
related to the board's business at which attendance by the public  
is not practicable.

More specifically, the measure authorizes a board or  
commission to hold a limited meeting in a location that is closed  
to the public for reasons of practicality, so long as the board or  
commission determines prior to the limited meeting that an on-site  
inspection is necessary. The bill also transfers responsibilities  
for concurrence regarding limited meetings from the Attorney  
General to the Director of the Office of Information Practices.

Testimony in support of this measure was received from the  
state Office of Information Practices, The League of Women Voters  
of Hawaii, and a private citizen.

Your Committee recognizes that information-gathering by a  
board or commission often requires an on-site visit or inspection  
to a location that is not open to the public. Your Committee  
finds that this measure helps boards and commissions to make more  
informed decisions while still ensuring that the public's business  
is conducted as openly as possible.

SB3105 SD1 SSCR LRB 08-1582-1.doc



To ensure openness, your Committee amended the measure to require sufficient public deliberation before the board decides to hold the on-site closed meeting.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3105, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3105, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



BRIAN T. TANIGUCHI, Chair



The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:*	Committee Referral:	Date:
SB 3105	JDL	2-7-08

The committee is reconsidering its previous decision on this measure.  
 If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312     Pass, with amendments 2311     Hold 2310     Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, BRIAN T. (C)	✓			
HEE, Clayton (VC)				✓
GABBARD, Mike	✓			
KOKUBUN, Russell S.				✓
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	4			2

Recommendation:  Adopted     Not Adopted

Chair's or Designee's Signature:  


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\*Only one measure per Record of Votes