



GOV. MSG. NO. 1164

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

April 24, 2012

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on April 24, 2012, the following bill was signed into law:

SB2774 SD2 HD1

RELATING TO GOVERNMENT PUBLICATIONS.
Act 063 (12)

Sincerely,

NEIL ABERCROMBIE
Governor, State of Hawaii

A BILL FOR AN ACT

RELATING TO GOVERNMENT PUBLICATIONS.

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

1 SECTION 1. Chapter 93, Hawaii Revised Statutes;
2 establishes and describes a system for distributing state and
3 county publications. The intent of this Act is to simplify
4 distribution in response to changes in technology and to reduce
5 printing, workload, and delivery costs for all agencies by
6 reducing the number of print copies required by chapter 93,
7 Hawaii Revised Statutes. This Act also stipulates that the
8 state publications distribution center be notified of electronic
9 publications by state and county agencies.

10 SECTION 2. Chapter 93, Hawaii Revised Statutes, is amended
11 by adding a new section to be appropriately designated and to
12 read as follows:

13 "§93- Notification when electronic publications posted.
14 Every state and county agency shall immediately notify the state
15 publications distribution center with identification and
16 location information for each electronic publication made
17 available on a public networked information system such as the
18 Internet."



1 SECTION 3. Section 93-2, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§93-2 Definitions. ["Print" includes all forms of~~
4 ~~printing and duplications, except administrative forms.]~~

5 "Publication" [~~includes any document, compilation, journal,~~
6 ~~report, statute, regulation, ordinance issued in print by any~~
7 ~~state or county agency, and confidential publications which~~
8 ~~shall be deposited in accordance with security regulations to be~~
9 ~~determined by the issuing agency-]~~ means informational matter
10 produced for public distribution or access in any tangible
11 medium, originating or produced with the imprint of, by the
12 authority of, or at the total or partial expense of any agency
13 of the State or a county government. "Publication" does not
14 include manuals, calendars, schedules, correspondence, or forms
15 intended strictly for in-house use of governmental agencies,
16 scholarly publications of the University of Hawaii press, and
17 materials developed by the department of education specifically
18 for instructional use with students.

19 "State and county agency" includes every state, city and
20 county and county office, officer, department, board,
21 commission, and agency, whether in the legislative, executive,
22 or judicial branch."



1 SECTION 4. Section 93-3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§93-3 Deposit of publications.** [~~Every~~] Upon release of a
4 publication, every state and county agency shall immediately
5 [~~upon release of a publication,~~] deposit [~~fifteen~~] seven copies
6 with the state publications distribution center and one copy
7 with the University of Hawaii. Additional copies of the
8 publications shall be deposited with the publications
9 distribution center upon request of [~~the state librarian~~] a
10 representative of that center so long as copies are available.

11 The state librarian may enter into depository agreements
12 with private and public educational, historical, or scientific
13 institutions or other libraries, within or without the State, in
14 order to achieve the objectives sought under this part."

15 SECTION 5. Section 93-11, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "**§93-11 Disposition of statutes and court reports.** In
18 addition to the copies of [~~Hawaiian statutes~~] Hawaii Revised
19 Statutes and [~~supreme court~~] Hawaii reports that may be disposed
20 of by sale, exchange, or presentation to public officers for
21 official use, [~~not more than fifty~~] copies of each volume may be
22 presented to libraries of educational, historical, or scientific



1 institutions or other libraries of a public or quasi-public
2 nature in the State and elsewhere."

3 SECTION 6. Section 93-5, Hawaii Revised Statutes, is
4 repealed.

5 [~~"§93-5 Rules. The board of education may make such rules
6 as are necessary to carry out the purposes of this part."~~]

7 SECTION 7. The chief information officer, with the
8 assistance of the office of information management and
9 technology and the Hawaii state public library system, and in
10 consultation with the counties, shall review the technology,
11 personnel, training, fiscal, and other requirements necessary to
12 implement a program through which state and county agencies
13 would make all of their publications available in electronic
14 format for online distribution.

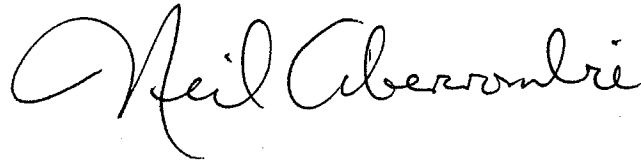
15 The chief information officer shall submit findings and
16 recommendations to the legislature no later than twenty days
17 prior to the convening of the regular session of 2013.

18 SECTION 8. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

20 SECTION 9. This Act shall take effect upon its approval.

S.B. NO. 2774
S.D. 2
H.D. 1

APPROVED this 24 day of APR, 2012

A handwritten signature in black ink, reading "Neil Abernethy". The signature is written in a cursive style with a large initial "N".

GOVERNOR OF THE STATE OF HAWAII