

JAN 20 2012

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# A BILL FOR AN ACT

RELATING TO PERSONAL INFORMATION.

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

1           SECTION 1. Chapter 487R, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§487R-       Unlawful use of certificate of identification or  
5 driver's license. (a) No person shall scan the machine-  
6 readable zone of an individual's certificate of identification  
7 or driver's license to use or retain any information contained  
8 therein, except for the following purposes:

- 9           (1) To verify the age of the individual who possesses the  
10           certificate of identification or driver's license;  
11           (2) To verify the authenticity of the certificate of  
12           identification or driver's license;  
13           (3) To record, retain, or transmit information as required  
14           by law;  
15           (4) To transmit information to a check service company for  
16           the purpose of approving negotiable instruments,  
17           electronic funds transfers, or similar methods of  
18           payments; provided that only the name and



1 identification number from the certificate of  
2 identification or driver's license may be used or  
3 retained by the check service company; or

4 (5) To collect or disclose personal information that is  
5 required to report, investigate, or prevent fraud,  
6 abuse, or material misrepresentation.

7 (b) Any person who violates this section shall be guilty  
8 of a misdemeanor, punishable by a fine of no more than \$2,000,  
9 or imprisonment of no more than one year, or both; provided that  
10 each violation of this section shall constitute a separate  
11 offense.

12 (c) As used in this section, "certificate of  
13 identification" means the certificate of identification  
14 described under part II of chapter 846."

15 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:

Manne Chun Caland Randy H. Beck  
John [Signature]

[Signature]  
Will [Signature]



# S.B. NO. 2419

**Report Title:**

Personal Information; Unlawful Use of Certificate of Identification or Driver's License

**Description:**

Allows the scanning and retention of personal information contained in a state identification card or driver's license for only limited purposes.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

