

---

---

# A BILL FOR AN ACT

RELATING TO FURNISHING THE DATE OF VITAL EVENTS TO GOVERNMENTAL AGENCIES WITHIN THE STATE OF HAWAII THAT REQUEST VERIFICATION.

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

1           SECTION 1. The legislature finds that some governmental  
2 agencies within the State require information contained in vital  
3 statistics records for the purpose of updating official lists of  
4 persons in the ordinary course of the agency's activities.  
5 While section 338-18(g), Hawaii Revised Statutes, allows  
6 governmental agencies or organizations to obtain verification of  
7 information contained in vital statistics records, neither  
8 section 338-18(g), Hawaii Revised Statutes, nor any other  
9 section in chapter 338, Hawaii Revised Statutes, allows  
10 governmental agencies within the State to obtain additional  
11 information beyond verification of the information they already  
12 possess.

13           The legislature also finds that it is often necessary for  
14 governmental agencies within the State to acquire the date of a  
15 vital event for which they are seeking verification, but without  
16 a direct and tangible interest in the record as required by  
17 section 338-18(b), Hawaii Revised Statutes, additional



1 information is not available to those governmental agencies and  
 2 they are unable to update their lists. The legislature finds  
 3 that allowing the department of health to disclose the dates of  
 4 vital events to governmental agencies within the State will  
 5 assist state and county agencies in maximizing the accuracy of  
 6 their official lists, thus avoiding overpayments of benefits and  
 7 waste of public funds.

8 SECTION 2. Section 338-18, Hawaii Revised Statutes, is  
 9 amended by amending subsection (g) to read as follows:

10 "(g) The department shall not issue a verification in lieu  
 11 of a certified copy of any such record, or any part thereof,  
 12 unless it is satisfied that the applicant requesting a  
 13 verification is:

14 (1) A person who has a direct and tangible interest in the  
 15 record but requests a verification in lieu of a  
 16 certified copy;

17 (2) A governmental agency [~~or organization who~~] that for a  
 18 legitimate government purpose maintains and needs to  
 19 update official lists of persons in the ordinary  
 20 course of the agency's [~~or organization's~~]  
 21 activities[+]. Notwithstanding other provisions of  
 22 this section, upon request from a governmental agency



1 of the State of Hawaii or its political subdivisions,  
2 the department may further disclose to that  
3 governmental agency the date of the vital event that  
4 has been verified;

5 (3) A governmental, private, social, or educational agency  
6 or organization [~~who~~] that seeks confirmation of a  
7 certified copy of any such record submitted in support  
8 of or information provided about a vital event  
9 relating to any such record and contained in an  
10 official application made in the ordinary course of  
11 the agency's or organization's activities by an  
12 individual seeking employment with, entrance to, or  
13 the services or products of the agency or  
14 organization;

15 (4) A private or government attorney who seeks to confirm  
16 information about a vital event relating to any such  
17 record [~~which~~] that was acquired during the course of  
18 or for purposes of legal proceedings; or

19 (5) An individual employed, endorsed, or sponsored by a  
20 governmental, private, social, or educational agency  
21 or organization who seeks to confirm information about  
22 a vital event relating to any such record in



1           preparation of reports or publications by the agency  
2           or organization for research or educational purposes."

3           SECTION 3. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5           SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Vital Records; Verification for State Governmental Agencies

**Description:**

Allows the Department of Health to disclose the dates of vital events to governmental agencies within the State that seek verification of information contained in vital statistics records for the purpose of updating official lists. (SB2709 HD1)

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

