

JAN 25 2012

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**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 This Act also stipulates that the document distribution center  
8 be notified of electronic publications by state and county  
9 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. It does not include  
14 manuals, calendars, schedules, correspondence, or forms intended  
15 strictly for in-house use of governmental agencies, scholarly  
16 publications of the University of Hawaii press, and materials  
17 developed by the department of education specifically for  
18 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 state and county  
4 agency shall immediately upon release of a publication, deposit  
5 [~~fifteen~~] seven copies with the state publications distribution  
6 center and one copy with the University of Hawaii. Additional  
7 copies of the publications shall be deposited with the  
8 publications distribution center upon request of [~~the state~~  
9 ~~librarian~~] a representative of that center so long as copies are  
10 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 and supreme court  
19 reports that may be disposed of by sale, exchange, or  
20 presentation to public officers for official use, [~~not more than~~  
21 ~~fifty~~] copies of each volume may be presented to libraries of  
22 educational, historical, or scientific institutions or other

1 libraries of a public or quasi-public nature in the State and  
2 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. Statutory material to be repealed is bracketed  
8 and stricken. New statutory material is underscored.

9 SECTION 8. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_



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BY REQUEST

# S.B. NO. 2774

**Report Title:**

Government Publications

**Description:**

Updates the existing chapter 93, Hawaii Revised Statutes, in response to changes in technology and reduces printing, workload, and delivery costs for all state and county agencies.

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

JUSTIFICATION SHEET

DEPARTMENT: EDUCATION, HAWAII STATE PUBLIC LIBRARY SYSTEM

TITLE: A BILL FOR AN ACT RELATING TO GOVERNMENT PUBLICATIONS.

PURPOSE: To update the existing Chapter 93, Hawaii Revised Statutes, in response to changes in technology and to reduce printing, workload, and delivery costs for all state and county agencies.

MEANS: Amend chapter 93, Hawaii Revised Statutes.

JUSTIFICATION: Chapter 93 establishes a system for distributing state and county publications. Each agency is required to deposit fifteen copies of every publication with the State publications distribution center, which is part of the Hawaii State Public Library System. Feedback over the years has indicated that seven copies are sufficient for almost all publications; only a few need wider distribution. The proposed amendment allows the distribution center to request more copies when appropriate, but relieves the center of the burden of handling unneeded materials and relieves the agencies of printing and delivering more copies than are useful. The proposed revision of chapter 93 also directs each agency to notify the distribution center of the posting and Internet website location of all electronic publications. This increasingly popular means of producing government materials was not addressed in the existing chapter.

Impact on the Public: The only impact on the public should be government cost savings.

Impact on the Department and other agencies: All agencies should see workload, printing, and delivery savings.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: EDN 407.

OTHER AFFECTED  
AGENCIES: All state and county agencies.

EFFECTIVE DATE: Upon approval.