

STAND. COM. REP. NO. 2920

Honolulu, Hawaii

MAR 22 2012

RE: H.B. No. 2404
H.D. 1
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committees on Economic Development and Technology and
Judiciary and Labor, to which was referred H.B. No. 2404, H.D. 1,
entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC INFORMATION,"

beg leave to report as follows:

The purpose and intent of this measure is to require any
board, as defined under section 92-2, Hawaii Revised Statutes, to
make its minutes available in hard copy form and by electronic
posting on its website, or if it does not have a website, on the
official internet website of the State of Hawaii or the official
website of the appropriate county.

Your Committees received testimony in support of this measure
from the Office of Information Practices; Hawaii State Public
Library System; High Technology Development Corporation;
Department of Planning and Permitting, City and County of
Honolulu; and two members of the Maui County Council. Your
Committees received comments on this measure from the Department
of Accounting and General Services and the Disability and
Communication Access Board.

Your Committees find that this measure addresses only one
component of the State's initiatives to provide greater public
access to public information and documents through technology.



Your Committees have therefore amended this measure by deleting its contents and replacing them with the language from S.B. No. 2233, S.D. 2, and S.B. No. 2234, S.D. 2, which address the issue of enhanced access to public information in a more comprehensive manner.

As amended, this measure:

- (1) Authorizes government agencies to disseminate publications of notice electronically or in a daily or weekly publication of statewide circulation, or in a daily or weekly publication in the affected county, as appropriate, and requires the public notices and the websites to be accessible to the disabled, the elderly, and other individuals who require state assistance to access the notices and websites;
- (2) Eliminates the requirement to file hard-copy notices of public meetings with the Office of the Lieutenant Governor or county clerk and requires the notice to be posted on the electronic calendar maintained on the State of Hawaii's internet website or appropriate county's internet website, on the website of the board or the website of the department within which the board is established if the board does not have a website;
- (3) Requires all government agencies, boards, commissions, authorities, and committees to post electronic copies of their agendas and minutes online, and for a state board, to post online any written materials distributed to the board at the meeting, to the extent that such materials would be required to be disclosed by law;
- (4) Requires all government agencies, boards, commissions, authorities, and committees to transmit electronic copies or hard copies of meeting notices to persons who request notification;
- (5) Appropriates funds for the operational expenses of the Office of Information Management and Technology, including establishment of a centralized website of the State for the dissemination of public information;



- (6) Appropriates funds for the Hawaii State Public Library System for support services for public access to public electronic information; and
- (7) Takes effect July 1, 2012, provided that the amended publication of notice requirements under section 1-28.5, Hawaii Revised Statutes, shall take effect on July 1, 2013.

As affirmed by the records of votes of the members of your Committees on Economic Development and Technology and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2404, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2404, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Economic
Development and Technology and
Judiciary and Labor,



CLAYTON HEE, Chair

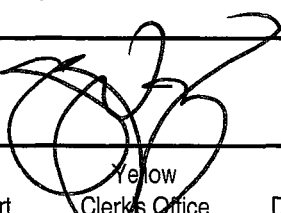


CAROL FUKUNAGA, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Economic Development and Technology
EDT

Bill / Resolution No.:*	Committee Referral:	Date:		
HB2407 HD1	EDT/ID, WAM	3/19/12		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
FUKUNAGA, Carol (C)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
SOLOMON, Malama	✓			
SLOM, Sam				✓
TOTAL	4	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes

