
A BILL FOR AN ACT

RELATING TO PERSONAL INFORMATION.

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

1 SECTION 1. Section 487J-6, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) No business may scan the machine-readable zone of an
4 individual's Hawaii identification card or driver's license,
5 except for the following purposes:

6 (1) To verify authenticity of the identification card or
7 driver's license or to verify the identity of the
8 individual if the individual pays for goods or
9 services with a method other than cash, returns an
10 item, or requests a refund or an exchange;

11 (2) To verify the individual's age when providing age-
12 restricted goods or services to the individual if
13 [~~there is~~] the business has a reasonable doubt of the
14 individual having reached [~~eighteen years of age or~~
15 ~~older;~~] the minimum age required for purchasing the
16 age-restricted goods or services;

17 (3) To prevent fraud or other criminal activity if the
18 individual returns an item or requests a refund or an



1 exchange and the business uses a fraud prevention
2 service company or system. Information collected by
3 scanning an individual's Hawaii identification card or
4 driver's license pursuant to this subsection shall be
5 limited to the following information from the
6 individual:

7 (A) Name;

8 (B) Address;

9 (C) Date of birth; and

10 (D) Driver's license number or identification card
11 number;

12 (4) To establish or maintain a contractual relationship.
13 Information collected by scanning the individual's
14 Hawaii identification card or driver's license
15 pursuant to this subsection shall be limited to the
16 following information from the individual:

17 (A) Name;

18 (B) Address;

19 (C) Date of birth; and

20 (D) Driver's license number or identification card
21 number;



- 1 (5) To record, retain, or transmit information as required
2 by state or federal law;
- 3 (6) To transmit information to a consumer reporting
4 agency, financial institution, or debt collector to be
5 used as permitted by the federal Fair Credit Reporting
6 Act, Gramm-Leach-Bliley Act, or the Fair Debt
7 Collection Practices Act; and
- 8 (7) To record, retain, or transmit information by a
9 covered entity governed by the medical privacy and
10 security rules issued by the federal Department of
11 Health and Human Services, Parts 160 and 164 of Title
12 45 of the Code of Federal Regulations, established
13 pursuant to the Health Insurance Portability and
14 [~~Availability~~] Accountability Act of 1996."

15 SECTION 2. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 3. This Act shall take effect upon its approval;
18 provided that on July 31, 2014, this Act shall be repealed and
19 section 487J-6(a), Hawaii Revised Statutes, shall be reenacted
20 in the form in which it read on the day prior to the effective
21 date of this Act.



Report Title:

ID Card; Driver's License

Description:

Allows a business to scan an individual's driver's license or Hawaii identification card to verify age when providing age-restricted goods or services if the business has a reasonable doubt of the individual having reached the minimum age required for purchasing the age-restricted goods or services. (HB1287 CD1)

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