

HB1750

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TESTIMONY



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The Honorable Senator Clayton Hee
Chair, Senate Committee on Judiciary and Labor
State of Hawaii

RE: Testimony on House Bill 1750, Senate Committee on Judiciary and Labor,
10 a.m., March 21, Conference Room 16

Dear Sen. Hee and Members of the Committee:

AT&T urges the adoption of the amendments to House Bill 1750 proposed by the Department of the Prosecuting Attorney, City and County Honolulu. These amendments will focus this legislation on the growing problem of so called "revenge porn," while ensuring that this law would not apply to interactive computer services, information service, and telecommunication service providers.

Without the exception for "electronic communication service" and "remote computing service," as defined in section 803-41 of the Hawaii Revised Statutes, service providers could be held liable for end user third-party posting merely because their services are capable of storing or transmitting content even though they did not intend to distribute that content.

Again, the amendments offered by Prosecuting Attorney would ensure the law applies to the perpetrators of revenge porn and not those who merely operate an electronic communication system.

Thank you for considering our testimony on House Bill 1750.

Respectfully Submitted,

A handwritten signature in black ink that reads "Dan Youmans".

Dan Youmans
AT&T