

JAN 23 2015

A BILL FOR AN ACT

RELATING TO THE UNIFORM INFORMATION PRACTICES ACT.

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

1 SECTION 1. Section 92F-13, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§92F-13 Government records; exceptions to general rule.**

4 This part shall not require disclosure of:

5 (1) Government records which, if disclosed, would
6 constitute a clearly unwarranted invasion of personal
7 privacy;

8 (2) Government records pertaining to the prosecution or
9 defense of any judicial or quasi-judicial action to
10 which the State or any county is or may be a party, to
11 the extent that [~~such~~] those records would not be
12 discoverable;

13 (3) Government records that, by their nature, must be
14 confidential in order for the government to avoid the
15 frustration of a legitimate government function;



- 1 (4) Government records which, pursuant to state or federal
2 law including an order of any state or federal court,
3 are protected from disclosure; [~~and~~]
- 4 (5) Inchoate and draft working papers of legislative
5 committees including budget worksheets and unfiled
6 committee reports; work product; records or
7 transcripts of an investigating committee of the
8 legislature which are closed by rules adopted pursuant
9 to section 21-4 and the personal files of members of
10 the legislature [~~-~~]; and
- 11 (6) Government records, the disclosure of which is
12 reasonably likely to result in a substantial and
13 demonstrable risk of:
- 14 (A) Physical harm to an individual; or
15 (B) Harm, embarrassment, inconvenience, or unfairness
16 to an individual caused by the unauthorized use
17 or disclosure of the individual's personally
18 identifiable information."

19 SECTION 2. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.



1 SECTION 3. This Act shall take effect upon its approval.

2

INTRODUCED BY: *James Merenda R.*
By Request



S.B. NO. 427

Report Title:

Judiciary Package; UIPA; Government Records

Description:

Broadens the government records exception under the UIPA to include records whose disclosure may result in physical harm to an individual or harm, embarrassment, inconvenience, or unfairness that results from the unauthorized use or disclosure of personally identifiable information.

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