

STAND. COM. REP. NO. **2580**

Honolulu, Hawaii

MAR 03 2016

RE: S.B. No. 2607  
S.D. 2

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2607, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO STUDENT DATA MANAGEMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to limit the ways in which the operator of a website, online service, or mobile application working with the Department of Education can use student data.

Your Committee received testimony in support of this measure from the Department of Education, Microsoft, and two individuals.

Your Committee finds that students in Hawaii's schools are growing up in a world that is increasingly interconnected through the Internet, mobile phones, tablets, and other applications of information technology. Improper handling of information technology can cause a user's personal information to become available to other parties who may misuse that data for a wide range of purposes. Students have a reasonable expectation that software, applications, and other information services provided by their school or the Department of Education will be responsibly regulated and free of unnecessary risk. This measure will address privacy concerns and strengthen trust in educational technologies while enabling innovation.


Your Committee has amended this measure by:



- (1) Adopting the amendments suggested by Microsoft that deletes language that would unintentionally weaken the responsibility of third party content providers, applications, and software companies to comply with this measure and protect the privacy of student data; and
- (2) Inserting an effective date of January 7, 2059, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2607, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2607, S.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



GILBERT S.C. KEITH-AGARAN, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 2607 SD1</b>	Committee Referral: <b>EDU/EET, JDL</b>	Date: <b>2/25/16</b>		
<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				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
KEITH-AGARAN, Gilbert S.C. (C)	/			
SHIMABUKURO, Maile S.L. (VC)	/			
GABBARD, Mike				/
KAHELE, Kaiali'i	/			
KIM, Donna Mercado				/
THIELEN, Laura H.				/
SLOM, Sam	/			
<b>TOTAL</b>	<b>4</b>			<b>3</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report   Clerk's Office   Drafting Agency   Committee File Copy				

\*Only one measure per Record of Votes